

**OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA**

TWENTY-SIXTH DAY'S PROCEEDINGS

**Thirty-First Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Wednesday, June 8, 2005

The Senate was called to order at 1:30 o'clock P.M., by Hon. Donald E. Hines, President of the Senate.

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Dardenne	Lentini	
Duplessis	Malone	
Total - 37		

ABSENT

Total - 0

The President of the Senate announced there were 37 Senators present and a quorum.

Prayer

The prayer was offered by Pastor Wayne Austin, following which the Senate joined in pledging allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator Dardenne, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

June 7, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 92—
BY SENATOR DUPRE AND REPRESENTATIVE PITRE
A CONCURRENT RESOLUTION

To recognize and commend Regina Galjour, a civics educator at South Lafourche High School, upon being selected to participate as a Practitioner of Legislative Civic Education in the "Appreciating Legislatures" pilot program.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 93—
BY SENATOR HINES AND REPRESENTATIVE M. GUILLORY
A CONCURRENT RESOLUTION

To recognize and commend Deborah Tatman, a civics educator at Eunice High School, upon being selected to participate as a Practitioner of Legislative Civic Education in the "Appreciating Legislatures" pilot program.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 94—
BY SENATORS HINES, BAJOEIE AND CHEEK
A CONCURRENT RESOLUTION

To commend the Together 4 Access4 Prescription Savings Program for developing a system whereby Louisiana residents, who are without prescription drug coverage, may afford needed medications.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 95—
BY SENATOR HOLLIS AND REPRESENTATIVE LABRUZZO
A CONCURRENT RESOLUTION

To recognize and commend Jamie Staub, a civics educator at Grace King High School in Metairie, upon being selected to participate as a Practitioner of Legislative Civic Education in the "Appreciating Legislatures" pilot program.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 96—
BY SENATOR BAJOEIE
A CONCURRENT RESOLUTION

To commend Josephine Eli and Harold Fontenette for being the first two African-American students to pursue undergraduate higher educational studies, in 1958, at the Louisiana State University in New Orleans (LSUNO).

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 97—
BY SENATORS BOASSO AND SCHEDLER AND REPRESENTATIVE CROWE
A CONCURRENT RESOLUTION

To recognize and commend Drena Hutchinson, a civics educator at Slidell High School, upon being selected to participate as a Practitioner of Legislative Civic Education in the "Appreciating Legislatures" pilot program.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 98—
BY SENATORS DARDENNE AND FONTENOT AND REPRESENTATIVE BEARD
A CONCURRENT RESOLUTION

To recognize and commend Nancy Enslinger, a civics educator at Parkview Baptist School in Baton Rouge, upon being selected to participate as a Practitioner of Legislative Civic Education in the "Appreciating Legislatures" pilot program.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 99—
BY SENATOR ULLO AND REPRESENTATIVE DAMICO
A CONCURRENT RESOLUTION

To recognize and commend Wade Price, a civics educator at John Ehret High School in Marrero, upon being selected to participate as a Practitioner of Legislative Civic Education in the "Appreciating Legislatures" pilot program.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 100—
BY SENATOR MALONE AND REPRESENTATIVE JANE SMITH
A CONCURRENT RESOLUTION

To recognize and commend Lindsey Bruno, a civics educator at Airline High School in Bossier City, upon being selected to participate as a Practitioner of Legislative Civic Education in the "Appreciating Legislatures" pilot program.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 102—
BY SENATOR MCPHERSON AND REPRESENTATIVE CURTIS
A CONCURRENT RESOLUTION

To recognize and commend Joel Stevison, an educator at Alexandria Middle Magnet School, upon being selected to participate as a Practitioner of Legislative Civic Education in the "Appreciating Legislatures" pilot program.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 52—
BY SENATOR HINES
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the issue of improving the health and safety of student athletes in Louisiana's secondary schools.

Reported with amendments.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

**Privilege Report of the
Legislative Bureau**

June 8, 2005

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication.

HOUSE BILL NO. 103—
BY REPRESENTATIVE FRITH
AN ACT

To enact R.S. 17:3048.1(A)(5), to permit use of Tuition Opportunity Program for Students Opportunity, Performance, and Honors Awards at certain out-of-state nonpublic colleges and universities; to provide conditions for and limitations on such use; to provide relative to award amounts; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 124—
BY REPRESENTATIVES WOOTON AND DARTEZ AND SENATORS DUPRE AND B. GAUTREAUX
AN ACT

To amend and reenact R.S. 56:305(H) and to enact R.S. 56:302.3(B)(5)(c), relative to shrimp gear licenses; to provide for additional fees for such licenses; to provide relative to

deposit and use of the revenues from such additional fees; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 137—
BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 33:9091.1(F)(1) and (3), relative to the Lakeview Crime Prevention District; to provide for changing the amount and the term of the parcel fee levied for the district; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 205—
BY REPRESENTATIVE JEFFERSON
AN ACT

To enact R.S. 33:9091.9, relative to the Twinbrook Security District; to create and provide with respect to such district, including provisions for the district and its board of commissioners and their powers, duties, functions, and responsibilities; to provide for the imposition and collection of a parcel fee and for the use thereof; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 206—
BY REPRESENTATIVE JEFFERSON
AN ACT

To enact R.S. 33:9091.9, relative to the Touro Bouligny Security District; to create and provide with respect to such district, including provisions for the district and its board of commissioners and their powers, duties, functions, and responsibilities; to provide for the imposition and collection of taxes and for the use thereof; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 245—
BY REPRESENTATIVE T. POWELL
AN ACT

To amend and reenact R.S. 56:302.3(B)(1) and (C) and 305(B)(2) and (C)(1) and to enact R.S. 56:10(B)(1)(e) and (13), relative to providing additional funds for the enhancement of the crab fishery in Louisiana; to increase the fee for the purchase of crab gear licenses; to dedicate the revenues from such fee increase; to create the Crab Promotion and Marketing Account in the Seafood Promotion and Marketing Fund; to create the Derelict Crab Trap Removal Program Account in the Conservation Fund; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 269—
BY REPRESENTATIVE BAYLOR
AN ACT

To amend and reenact R.S. 2:135.1(B)(2)(b), relative to certain airport leases; to increase the maximum extension of the primary term of certain airport leases; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 280—
BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 38:2869, 2870(A)(7), and 2872, relative to the Claiborne Parish Watershed District; to provide relative to the powers and duties of the board of commissioners; to provide relative to contracts of the district; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 349—

BY REPRESENTATIVE BOWLER

AN ACT

To authorize and provide for the lease or transfer of certain state property in Jefferson Parish to the Jefferson Parish School Board; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 376—

BY REPRESENTATIVE SALTER

AN ACT

To amend and reenact R.S. 33:7702, relative to waterworks districts; to provide relative to the procedures for consolidating certain waterworks districts in the parish of Sabine; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 379—

BY REPRESENTATIVE HUTTER

AN ACT

To enact Chapter 17-D of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:850.1, relative to St. Bernard Parish; to create the St. Bernard Parish Arts, Culture, and Entertainment District; to provide relative to the purpose, governance, powers, and duties of the district; to provide relative to district plans; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 426—

BY REPRESENTATIVE WALKER AND SENATOR HINES

AN ACT

To amend and reenact R.S. 33:130.581(A), 130.582(A)(introductory paragraph), 130.583(introductory paragraph), (4), and (5), and 130.584(A) and (B)(introductory paragraph) and to enact R.S. 33:130.582(A)(9), (B)(3), and (D) and 130.585, relative to economic development in Avoyelles Parish; to create and provide for the Avoyelles Parish Economic Development District; to provide relative to the powers, duties, governing authority, and advisory board of the district; to provide relative to the Economic Development Board for the Parish of Avoyelles and its advisory board; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 515—

BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 30:136.1(D), relative to fees on state mineral leases; to increase the fee levied on mineral leases on state lands which is dedicated to the Conservation Fund; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 535—

BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 56:305.6, relative to the moratorium on the issuance of commercial crab trap gear licenses; to authorize issuance of such licenses to certain persons; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 617—

BY REPRESENTATIVES KENNARD AND THOMPSON

AN ACT

To enact R.S. 56:410.10, relative to fishing; to prohibit the use of certain fishing gear on Poverty Point Reservoir; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 680—

BY REPRESENTATIVE HUNTER

AN ACT

To amend and reenact R.S. 23:1101(B), 1102(A)(2), 1208(D) and (G), 1226(A) and (B)(3)(a), 1272(D), 1291(C)(3), (4), and (5), 1310.3(E), 1310.7(B) and (C), 1377(B)(1), and 1378(A)(5) and (8)(a) and (b) and to enact R.S. 23:1032.1 and 1034.2(C)(4), and to repeal R.S. 23:1101(D) and 1168(A)(2)(b), relative to workers' compensation; to provide for definitions; to provide for penalties for failure to secure workers' compensation insurance; to provide for reimbursement of dental services; to provide relative to third-party suits; to provide for nurse case managers; to eliminate methods of securing workers' compensation insurance; to provide for the payment of penalties imposed for misrepresentations; to provide for reporting of earnings; to provide for vocational rehabilitation counseling; to provide relative to lump sum settlements; to provide relative to the records management, fraud, and workplace safety sections of the office workers' compensation administration; to provide for the jurisdiction of the workers' compensation judges; to provide for penalties and requirements for findings of contempt of court; to provide for the necessary allegations in a workers' compensation petition; to provide relative to the Second Injury Fund budget, assessments, and liabilities; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 680 by Representative Hunter

AMENDMENT NO. 1

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Labor and Industrial Relations and adopted by the Senate on June 7, 2005, on line 6, change "sentence" to "line"

AMENDMENT NO. 2

On page 6, line 19, change "Section" to "section"

HOUSE BILL NO. 752—

BY REPRESENTATIVES DARTEZ AND ST. GERMAIN AND SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:34(A)(1) and (2) and 495.1(E) and to enact R.S. 56:495.1(G) and 497.1, relative to shrimping; to provide for criminal penalties for class four violations; to provide for managing the shrimp fishery; to provide for issuance and restriction of certain gear licenses; to provide for operating vessel monitoring systems; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 853—

BY REPRESENTATIVES HUTTER AND ODINET

AN ACT

To enact Chapter 13-F of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4720.91, relative to St. Bernard Parish; to create the St. Bernard Parish Housing, Redevelopment and Quality of Life Commission; to provide for the formation of a program by St. Bernard Parish for the utilization of appropriate private and public resources to eliminate and prevent the development or spread of slum, blighted, and distressed areas; to allow the rehabilitation, clearance, and redevelopment of slum, blighted, and distressed areas in accordance with redevelopment plans or projects approved by the local governing body; to define the duties, liabilities, authority, and functions of such redevelopment commission, including the acquisition of property by purchase, gift, expropriation, or otherwise; to authorize the commission to levy and collect ad valorem and sales and use taxes, subject to voter approval; to dispose of property by sale or lease; to issue bonds, borrow money, and give security therefor; to provide for notice and hearing; to enter into agreements to secure federal aid; to authorize public bodies to furnish funds, services,

facilities, and property in aid of redevelopment projects; to provide for tax exemptions; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ARTHUR J. "ART" LENTINI
Chairman

Introduction of Resolutions, Senate and Concurrent

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 124— BY SENATOR BROOME

A RESOLUTION

To commend Gerald T. Gaines for his outstanding service and dedication in the field of education and to congratulate him on his retirement.

On motion of Senator Broome, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 125— BY SENATOR KOSTELKA

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana upon the death of Johnny "Bud" Sanders.

On motion of Senator Kostelka, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 126— BY SENATOR BAJOE

A RESOLUTION

To designate June 8, 2005, as "Knights of Peter Claver, Inc. and Ladies Auxiliary Day."

On motion of Senator Bajoie, the resolution was read by title and adopted.

SENATE CONCURRENT RESOLUTION NO. 103— BY SENATOR ELLINGTON AND REPRESENTATIVE MCVEA A CONCURRENT RESOLUTION

To recognize and commend Mark Lester, a civics educator at West Feliciana High School in St. Francisville, upon being selected to participate as a Practitioner of Legislative Civic Education in the "Appreciating Legislatures" pilot program.

The resolution was read by title. Senator Ellington moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Michot
Amedee	Ellington	Mount
Barham	Fields	Murray
Boasso	Gautreaux N	Nevers
Broome	Hollis	Romero
Cain	Jackson	Schedler
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Malone	Ullo
Dardenne	Marionneaux	
Duplessis	McPherson	
Total - 31		

NAYS

Total - 0

ABSENT

Adley	Gautreaux B
Bajoie	Heitmeier
Fontenot	Lentini
Total - 6	

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 104— BY SENATOR ELLINGTON AND REPRESENTATIVE MCVEA A CONCURRENT RESOLUTION

To express the support of the Legislature of Louisiana for the potential location of an advanced nuclear energy plant at Entergy Nuclear's River Bend Station.

The resolution was read by title. Senator Ellington moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Amedee	Ellington	McPherson
Barham	Fields	Michot
Boasso	Gautreaux N	Mount
Cain	Hollis	Murray
Chaisson	Jackson	Nevers
Cheek	Jones	Romero
Cravins	Kostelka	Schedler
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 30		

NAYS

Total - 0

ABSENT

Adley	Fontenot	Smith
Bajoie	Gautreaux B	
Broome	Heitmeier	
Total - 7		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 105— BY SENATOR HOLLIS A CONCURRENT RESOLUTION

To recognize and commend John L. Alexander, educator of social studies and civic education in Jefferson Parish Schools, upon the occasion of his retirement for his contributions to citizenship education and to designate June 30, 2005, as "John L. Alexander Day" in Louisiana.

The resolution was read by title. Senator Hollis moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Amedee	Ellington	Michot
Barham	Fields	Mount

June 8, 2005

Boasso	Gautreaux N	Murray
Broome	Hollis	Nevers
Cain	Jackson	Romero
Chaisson	Jones	Schedler
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	

Total - 32

NAYS

Total - 0

ABSENT

Adley	Fontenot	Heitmeier
Bajoie	Gautreaux B	

Total - 5

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 106—

BY SENATOR HOLLIS

A CONCURRENT RESOLUTION

To direct the Louisiana Motor Vehicle Commission to conduct a study to develop a uniform retail installment sale document.

The resolution was read by title. Senator Hollis moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Amedee	Ellington	Michot
Barham	Fields	Mount
Boasso	Gautreaux N	Murray
Broome	Hollis	Nevers
Cain	Jackson	Romero
Chaisson	Jones	Schedler
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	

Total - 32

NAYS

Total - 0

ABSENT

Adley	Fontenot	Heitmeier
Bajoie	Gautreaux B	

Total - 5

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House**ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS**

June 8, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 160—

BY REPRESENTATIVE HONEY

AN ACT

To enact R.S. 33:9038, relative to tax increment financing; to prohibit the use of tax increment financing that involves a public school system without prior approval of the system; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 327—

BY REPRESENTATIVES QUEZAIRE, DOVE, DOWNS, FANNIN, M. GUILLORY, KATZ, LAMBERT, PITRE, M. POWELL, SMILEY, ST. GERMAIN, TUCKER, AND SCALISE AND SENATOR KOSTELKA

AN ACT

To amend and reenact R.S. 47:463.4(D), 466(C), and 473(J), to enact Part II-A of Chapter 4 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:490.1 through 490.18, and to repeal R.S. 47:463.2.1, 463.7, 463.10, 463.11, 463.13, 463.15, 463.16, 463.18, 463.20, 463.25, 463.26, 463.27, 463.29, 463.34, 463.38, 463.42, 463.55, and 463.65, relative to motor vehicle license plates; to provide relative to the creation and issuance of military honor license plates for veterans and military personnel; to repeal provisions establishing and creating certain special prestige license plates for veterans and military personnel; and to provide for related matters.

HOUSE BILL NO. 574—

BY REPRESENTATIVE BARROW

AN ACT

To amend and reenact R.S. 22:11.1(A)(3), (5), and (8) and (B)(1) and (2) and to enact R.S. 22:11.1(D) and (E), relative to health insurance; to provide for definitions; to provide relative to credentialing and recredentialing of health care providers by health insurance issuers; and to provide for related matters.

HOUSE BILL NO. 799—

BY REPRESENTATIVE RICHMOND

AN ACT

To amend and reenact R.S. 14:90.3(F) and R.S. 27:3(14), (16), and (18), 27.1(C)(introductory paragraph), 29.2(B) and (D), 29.3(A) and (D), and 29.4(D) and to enact Chapter 9 of Title 27 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 27:501 through 536, relative to slot machine gaming at the eligible airport facility; to enact the New Orleans Airport Facility and Operation Economic Redevelopment and Gaming Control Act; to provide for applicability; to provide for definitions; to declare public policy; to provide for procedures for licensing of gaming at the eligible airport facility; to provide suitability criteria and conditions for licensing; to provide conditions with respect to licensing; to provide criteria for the slot machine gaming facility in the eligible airport facility; to provide for the powers and duties of the Louisiana Gaming Control Board; to provide for the powers and duties of the gaming division, office of state police; to provide limitations on the designated gaming area; to prohibit certain relationships; to provide for certain crimes; to provide for penalties; to provide for appeals; to provide for the calling and conducting of an election regarding slot machine gaming; to provide for assistance for compulsive or problem gambling; to provide that the provisions of law regarding the uniform and compulsive problem gambling program and permits for nongaming suppliers, key and non-key gaming employees apply to licensees for eligible airport facility gaming; to authorize an airport authority tax; to provide for the allocation of funds from that tax; to provide with respect to the power of the airport authority; and to provide for related matters.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

**House Bills and Joint Resolutions
on First Reading**

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE BILL NO. 160—

BY REPRESENTATIVE HONEY

AN ACT

To enact R.S. 33:9038, relative to tax increment financing; to prohibit the use of tax increment financing that involves a public school system without prior approval of the system; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 327—

BY REPRESENTATIVES QUEZAIRE, DOVE, DOWNS, FANNIN, M. GUILLORY, KATZ, LAMBERT, PITRE, M. POWELL, SMILEY, ST. GERMAIN, TUCKER, AND SCALISE AND SENATOR KOSTELKA

AN ACT

To amend and reenact R.S. 47:463.4(D), 466(C), and 473(J), to enact Part II-A of Chapter 4 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:490.1 through 490.18, and to repeal R.S. 47:463.2.1, 463.7, 463.10, 463.11, 463.13, 463.15, 463.16, 463.18, 463.20, 463.25, 463.26, 463.27, 463.29, 463.34, 463.38, 463.42, 463.55, and 463.65, relative to motor vehicle license plates; to provide relative to the creation and issuance of military honor license plates for veterans and military personnel; to repeal provisions establishing and creating certain special prestige license plates for veterans and military personnel; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 574—

BY REPRESENTATIVE BARROW

AN ACT

To amend and reenact R.S. 22:11.1(A)(3), (5), and (8) and (B)(1) and (2) and to enact R.S. 22:11.1(D) and (E), relative to health insurance; to provide for definitions; to provide relative to credentialing and recredentialing of health care providers by health insurance issuers; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 799—

BY REPRESENTATIVE RICHMOND

AN ACT

To amend and reenact R.S. 14:90.3(F) and R.S. 27:3(14), (16), and (18), 27.1(C)(introductory paragraph), 29.2(B) and (D), 29.3(A) and (D), and 29.4(D) and to enact Chapter 9 of Title 27 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 27:501 through 536, relative to slot machine gaming at the eligible airport facility; to enact the New Orleans Airport Facility and Operation Economic Redevelopment and Gaming Control Act; to provide for applicability; to provide for definitions; to declare public policy; to provide for procedures for licensing of gaming at the eligible airport facility; to provide suitability criteria and conditions for licensing; to provide conditions with respect to licensing; to provide criteria for the slot machine gaming facility in the eligible airport facility; to provide for the powers and duties of the Louisiana Gaming Control Board; to provide for the powers and duties of the gaming division, office of state police; to provide limitations on the designated gaming area; to prohibit certain relationships; to provide for certain crimes; to provide for penalties; to provide for appeals; to provide for the calling and conducting of an election regarding slot machine gaming; to provide for assistance for compulsive or problem gambling; to provide that the provisions of law regarding the uniform and compulsive problem gambling program and permits for nongaming suppliers, key and non-key gaming employees apply to licensees

for eligible airport facility gaming; to authorize an airport authority tax; to provide for the allocation of funds from that tax; to provide with respect to the power of the airport authority; and to provide for related matters.

The bill was read by title; lies over under the rules.

**House Bills and Joint Resolutions
on Second Reading to be Referred**

The following House Bills and Joint Resolutions were read by title and referred to committees as follows:

HOUSE BILL NO. 69—

BY REPRESENTATIVES TUCKER, SCALISE, AND WALSWORTH

AN ACT

To amend and reenact R.S. 22:1425(A), (B), and (C)(3) and (5) and to repeal Section 2 of Act 770 of the 2004 Regular Session, relative to automobile liability insurance; to provide for military personnel; to provide for discounts; to provide for premium tax credits; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

HOUSE BILL NO. 154—

BY REPRESENTATIVE PITRE

AN ACT

To amend and reenact R.S. 33:4833, 4834, and 4835, relative to municipal ordinances; to prohibit certain municipalities from enacting ordinances forbidding fishermen or their employees from peddling in public places; to provide for regulations; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 273—

BY REPRESENTATIVE ARNOLD

A JOINT RESOLUTION

Proposing to amend Article VII, Section 23(C) of the Constitution of Louisiana, to limit certain increases in millage rates; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 274—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 47:1705(B), relative to ad valorem taxes; to limit the ability of taxing authorities to increase ad valorem tax millages; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 370—

BY REPRESENTATIVES FAUCHEUX AND GARY SMITH

A JOINT RESOLUTION

Proposing to amend Article VII, Section 18(G)(1)(a)(i) and (2)(a) and to add Article VII, Section 18(G)(1)(a)(iv) of the Constitution of Louisiana, relative to ad valorem taxation; to create a special assessment level for persons designated as disabled by the United States Social Security Administration; to provide for submission of the proposed amendment to the electors; to provide a ballot proposition; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 429—

BY REPRESENTATIVES HONEY, BADON, BURRELL, K. CARTER, CRANE, CURTIS, DEWITT, FAUCHEUX, GRAY, JEFFERSON, MCDONALD, ODINET, AND M. POWELL

AN ACT

To amend and reenact R.S. 17:54(B)(1) and (C), relative to local public school superintendents; to provide relative to qualifications; to provide for the initial employment of a superintendent of schools by a city, parish, or other local public school board and for the employment of the superintendent for a subsequent term; to provide relative to written employment contracts for such purposes, including guidelines for the content of such contracts; to provide relative to superintendents who choose not to enter into subsequent contracts; to provide relative to termination of employment, including specifying grounds for such removal during the term of a contract, time lines, and guidelines for the giving of notice of termination, and the use of certain due process procedures; to provide for the negotiation and offering by a school board of a new contract at the expiration of an existing contract; to provide for exceptions; to provide for applicability; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Education.

HOUSE BILL NO. 478—

BY REPRESENTATIVE HEATON

AN ACT

To amend and reenact R.S. 11:1386, relative to the judges' noncontributory plan; to provide a two percent cost-of-living adjustment for judges who did not opt to become members of the Louisiana State Employees' Retirement System and for surviving spouses of such judges; to provide an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Retirement.

HOUSE BILL NO. 481—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 47:1925.1, 1925.2(A)(1), and 1925.3(A), to enact R.S. 47:1925.8, and to repeal R.S. 47:1925.2(A)(3), relative to the Board of Assessors for Orleans Parish; to provide for the financing of the Board of Assessors for Orleans Parish; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 519—

BY REPRESENTATIVE MCVEA

AN ACT

To amend and reenact R.S. 11:82(A)(8), relative to ad valorem tax contributions for the Teachers' Retirement System of Louisiana; to provide for allocation of the ad valorem taxes remitted from the parish of East Baton Rouge and dedicated to the system; to provide for the division of the taxes among the school systems located completely within the parish; to require the school boards to file a formula for calculation of this division with the retirement system and the parish assessor; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Retirement.

HOUSE BILL NO. 542—

BY REPRESENTATIVES JOHNS, GEYMAN, E. GUILLORY, KLECKLEY, AND MORRISH AND SENATORS MOUNT AND THEUNISSEN

AN ACT

To amend and reenact R.S. 33:4574.1.1(A)(25) and 4574.11(B)(1), (C), and (E)(2) and to enact R.S. 33:4574.1.1(O), relative to the Southwest Louisiana Convention and Visitors Bureau; to authorize the governing authority of the bureau to increase the

hotel occupancy tax; to provide relative to the use of certain proceeds resulting from the increase in the rate of the tax; to provide with respect to the tax on complimentary hotel rooms; to further provide with respect to the governing authority of the bureau and its membership; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 573—

BY REPRESENTATIVES KENNARD, ANSARDI, DORSEY, RITCHIE, AND STRAIN

A JOINT RESOLUTION

Proposing to amend Article VII, Section 18(G)(1)(a)(i) and (2)(a) and to add Article VII, Section 18(G)(1)(a)(iv) of the Constitution of Louisiana; to provide for a special assessment level for homestead exempt property owned by honorably discharged disabled military veterans for ad valorem tax purposes based upon the extent of the disability; to provide for submission of the proposed amendment to the electors; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 644—

BY REPRESENTATIVE BARROW

AN ACT

To repeal Children's Code Article 616(E), relative to child abuse; to repeal certain provisions relative to the disposition of reports and investigations of child abuse.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

HOUSE BILL NO. 675—

BY REPRESENTATIVE BEARD

AN ACT

To amend and reenact R.S. 40:1299.58.2(14) and (15) and 1299.58.3(C)(1) and (3) and to enact R.S. 40:1299.58.2(16), relative to living wills; to define spouse; to provide for the illustrative form; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

HOUSE BILL NO. 682—

BY REPRESENTATIVE GEYMAN

AN ACT

To amend and reenact R.S. 11:103(A), (B)(1), and (C), and to enact R.S. 11:103(E) and 108, relative to statewide retirement systems; to provide for contributions; to provide for actuarial soundness and funding of the systems; to provide for a funding review panel; to provide relative to actuarial assumptions; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Retirement.

HOUSE BILL NO. 778—

BY REPRESENTATIVE HEATON

AN ACT

To enact R.S. 2:135.1(A)(4), relative to the lease of certain airport facilities; to exempt certain leases from the provisions on leases of public lands; to require the governing authority of certain airports to meet certain requirements; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Transportation, Highways and Public Works.

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26th DAY'S PROCEEDINGS

HOUSE BILL NO. 826—

BY REPRESENTATIVE ERDEY

AN ACT

To enact R.S. 33:2740.62, relative to Livingston Parish; to authorize the governing authority of the parish to levy and collect a documentary transaction tax; to provide for the maximum amount that may be levied; to provide for penalties; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

House Concurrent Resolutions on Second Reading

The following House Concurrent Resolutions were read and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 22—

BY REPRESENTATIVES JEFFERSON AND BURRELL

A CONCURRENT RESOLUTION

To authorize and direct the Louisiana Department of Public Safety and Corrections to create a system to notify individuals convicted of a felony who have completed their terms of confinement or parole relative to the reinstatement of voter registration.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE CONCURRENT RESOLUTION NO. 138—

BY REPRESENTATIVES GARY SMITH, FARRAR, MONTGOMERY, R. CARTER, FAUCHEUX, GALLOT, SHEPHERD, AND WHITE

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to make permanent the increases in Servicemembers' Group Life Insurance coverage and the Death Gratuity benefits to provide financial security of survivors of members of the Louisiana National Guard and other servicemembers who make the ultimate sacrifice with their lives while serving our country and the state of Louisiana.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE CONCURRENT RESOLUTION NO. 147—

BY REPRESENTATIVE BURNS

A CONCURRENT RESOLUTION

To urge and request the Department of Labor to allow for the creation and development of e-learning programs for activities allowed under the Incumbent Worker Training Program.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Labor and Industrial Relations.

HOUSE CONCURRENT RESOLUTION NO. 158—

BY REPRESENTATIVE GALLOT

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations to the legislature on the duties of notaries public with regard to registry and recordation of their acts and the means by which the identification of notaries and witnesses to their acts may be assured for the public benefit under the Louisiana public records doctrine.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Judiciary A.

Senator Lentini in the Chair

HOUSE CONCURRENT RESOLUTION NO. 166—

BY REPRESENTATIVES GALLOT, MONTGOMERY, DOWNS, AND GLOVER AND SENATORS BARHAM AND KOSTELKA

A CONCURRENT RESOLUTION

To commend Willis Reed upon being hired as vice president of basketball operations with the New Orleans Hornets.

The resolution was read by title. Senator Murray moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Marionneaux
Adley	Dupre	McPherson
Amedee	Ellington	Michot
Barham	Fields	Mount
Boasso	Gautreaux N	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	

Total - 32

NAYS

Total - 0

ABSENT

Bajoie	Gautreaux B	Ullo
Fontenot	Jones	

Total - 5

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 167—

BY REPRESENTATIVES CROWE AND SCHNEIDER AND SENATORS BOASSO AND SCHEDLER

A CONCURRENT RESOLUTION

To urge and request the Base Realignment and Closure Commission to reject the Defense Department's recommendation to close the Defense Information Systems Agency (DISA) site in Slidell.

The resolution was read by title. Senator Schedler moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Marionneaux
Adley	Dupre	McPherson
Amedee	Ellington	Michot
Bajoie	Fields	Mount
Barham	Gautreaux N	Murray
Boasso	Heitmeier	Nevers
Broome	Hollis	Romero
Cain	Jackson	Schedler
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Dardenne	Malone	

Total - 35

NAYS

Total - 0

ABSENT

Fontenot Gautreaux B
Total - 2

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 168—

BY REPRESENTATIVE DANIEL

A CONCURRENT RESOLUTION

To commend the Republic of China (Taiwan) for its close economic and business ties with the state of Louisiana and to urge and request the president to direct the United States Trade Representative to negotiate a free trade agreement between the United States and Taiwan.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Commerce, Consumer Protection, and International Affairs.

HOUSE CONCURRENT RESOLUTION NO. 171—

BY REPRESENTATIVE HILL AND SENATOR HINES

A CONCURRENT RESOLUTION

To commend Beau Vidrine of Oakdale High School upon his selection as a representative of south Louisiana at the Hugh O'Brian World Leadership Congress in July in Washington, D.C.

The resolution was read by title. Senator Cain moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Barham	Gautreaux N	Murray
Boasso	Heitmeier	Nevers
Broome	Hollis	Romero
Cain	Jackson	Schedler
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Dardenne	Malone	
Duplessis	Marionneaux	
Total - 34		

NAYS

Total - 0

ABSENT

Bajoie Gautreaux B
Fontenot
Total - 3

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

House Concurrent Resolutions on Second Reading, Subject to Call

The following House Concurrent Resolutions, Subject to Call, were read and acted upon as follows:

Called from the Calendar

Senator Jones asked that House Concurrent Resolution No. 164 be called from the Calendar at this time.

HOUSE CONCURRENT RESOLUTION NO. 164—

BY REPRESENTATIVES HUNTER, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CRAVINS, CURTIS, DORSEY, GALLOT, GLOVER, GRAY, E. GUILLORY, HONEY, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, RICHMOND, AND SHEPHERD AND SENATORS BAJOE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, AND MURRAY

A CONCURRENT RESOLUTION

To commend the "Getting African Americans Hooked on Heart Healthy Eating" marketing campaign in recognition of life threatening health issues facing Louisiana's African American community.

The resolution was read by title. Senator Jones moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Barham	Gautreaux N	Murray
Boasso	Heitmeier	Nevers
Broome	Hollis	Romero
Cain	Jackson	Schedler
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Dardenne	Malone	
Duplessis	Marionneaux	
Total - 34		

NAYS

Total - 0

ABSENT

Bajoie Gautreaux B
Fontenot
Total - 3

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

INSURANCE

Senator Cain, Chairman on behalf of the Committee on Insurance, submitted the following report:

June 8, 2005

To the President and Members of the Senate:

I am directed by your Committee on Insurance to submit the following report:

SENATE RESOLUTION NO. 122—

BY SENATOR CAIN

A RESOLUTION

To urge and request the Senate Committee on Insurance to meet and study ways to increase the affordability and availability of workers' compensation insurance for farmers and the possible effects of excluding certain farming operations from mandatory workers' compensation insurance.

Reported with amendments.

June 8, 2005

HOUSE BILL NO. 188—

BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact R.S. 22:622.2, relative to automobile liability insurance; to provide for coverage; to provide for prohibitions on limitations; to provide for public policy; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 290—

BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 22:250.52(5), 250.54(A), and 250.60(A)(2) and (B)(2), relative to health insurance; to provide with respect to prompt payment of electronic pharmacy claims; to provide for applicability to the Office of Group Benefits and pharmacy contracts; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 319—

BY REPRESENTATIVE MORRISH
AN ACT

To amend and reenact R.S. 22:1430.12(A) and to enact R.S. 22:1430.7(B)(3), relative to the calculation of rates by the Louisiana Citizens Property Insurance Corporation; to provide for the formulation of rates; to provide for amending the plan of operation; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 687—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:635.4(A) and to enact R.S. 22:635.4(C), relative to homeowners insurance policies; to provide for conversion of policy forms; to provide for approval; to provide for the Louisiana Insurance Rating Commission; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 761—

BY REPRESENTATIVE WHITE
AN ACT

To enact R.S. 22:676, relative to motor vehicle insurance provisions; to provide for total loss; to provide for airbags; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 885 — (Substitute for House Bill No. 584 by Representative K. Carter)

BY REPRESENTATIVES K. CARTER AND BOWLER
AN ACT

To amend and reenact R.S. 22:250.31 through 250.35, relative to health insurance claims; to provide relative to prompt payment of health insurance claims; to provide for definitions; to provide for standards for receipt and processing of nonelectronic and electronic claims; to provide relative to limitations on claim filing and audit; to provide for the regulatory authority of the commissioner of insurance; to provide relative to applicability; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JAMES DAVID CAIN
Chairman

REPORT OF COMMITTEE ON

**COMMERCE, CONSUMER PROTECTION AND
INTERNATIONAL AFFAIRS**

Senator Hollis, Chairman on behalf of the Committee on Commerce, Consumer Protection, and International Affairs, submitted the following report:

June 8, 2005

To the President and Members of the Senate:

I am directed by your Committee on Commerce, Consumer Protection, and International Affairs to submit the following report:

HOUSE CONCURRENT RESOLUTION NO. 92—

BY REPRESENTATIVE GARY SMITH
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to require financial institutions to notify consumers prior to publication of negative credit information and to allow adequate time for correction.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 97—

BY REPRESENTATIVE THOMPSON AND SENATOR ELLINGTON
A CONCURRENT RESOLUTION

To urge and request the Louisiana Broadband Advisory Council to conduct any necessary pilot project relative to determining the true functionality and affordability of current and future broadband delivery technologies relative to broadband deployment.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 135—

BY REPRESENTATIVES JOHNS, K. CARTER, AND PINAC
A CONCURRENT RESOLUTION

To create and provide with respect to a Uniform Building Code Task Force, under the commissioner of insurance, to study current laws and regulations related to the construction of buildings and structures throughout the state and to make recommendations regarding legislation.

Reported favorably.

HOUSE BILL NO. 6—

BY REPRESENTATIVES GARY SMITH, BRUCE, CROWE, DOERGE, FRITH, GEYMANN, KLECKLEY, LAFONTA, PINAC, T. POWELL, RITCHIE, SHEPHERD, STRAIN, TRAHAN, WADDELL, WALSWORTH, AND WHITE

AN ACT

To enact R.S. 29:418.1, relative to the suspension or termination of cellular phone contracts during service in the uniformed services; to authorize the termination of the contract without an early termination fee; to authorize the suspension of a cellular phone contract without imposition of any activation fee; to require certain notices; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 71—

BY REPRESENTATIVES BRUCE AND PINAC
AN ACT

To enact R.S. 37:3393(H)(7), relative to real estate appraisers; to provide for an exemption from license requirements; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 72—

BY REPRESENTATIVES BRUCE AND MONTGOMERY
AN ACT

To enact R.S. 37:776(D), relative to dentists; to require the board to promulgate rules to expunge first-time advertising offenses from a licensee's record; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 321—

BY REPRESENTATIVE ROMERO

AN ACT

To amend and reenact R.S. 51:913 and 913.3 and to enact R.S. 51:913.4, relative to oil field and farm equipment; to provide for recordkeeping requirements for dealers; to provide for penalties; to provide for injunctive relief; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 650—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 6:969.35(A) and (D) and 969.37(D) and (G) and to enact R.S. 6:969.6(30) through (33), relative to the Motor Vehicle Sales Finance Act; to provide for definitions; to provide for authority to issue debt waiver or debt forgiveness agreements; to provide for licenses; to provide for violations; to provide for fees; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 751—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 4:147(2), relative to residency requirements of the state steward appointed by the Louisiana State Racing Commission; to require the steward to be residing in the state upon appointment; and to provide for related matters.

Reported favorably.

Respectfully submitted,
KEN HOLLIS
Chairman

**Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees**

The following Senate Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

SENATE BILL NO. 320—

BY SENATORS HEITMEIER AND MURRAY AND REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 16:51(A)(6), (35), and (38), relative to assistant district attorneys; to provide for additional assistant district attorneys for certain judicial districts; to provide for an effective date conditioned upon funding out of the State General Fund; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 320 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, lines 2 and 7, between "(6)," and "(35)" insert "(9), (12),"

AMENDMENT NO. 2

On page 1, after line 17, add the following:

"(9) In the Ninth Judicial District, ~~twelve~~ **fourteen** assistant district attorneys;

* * *

(12) In the Twelfth Judicial District, ~~six~~ **seven** assistant district attorneys;

* * *

AMENDMENT NO. 3

On page 2, line 8, change "six" to "nine"

On motion of Senator Chaisson, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

Mr. President in the Chair

**House Bills and Joint Resolutions
on Second Reading
Reported by Committees**

The following House Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

HOUSE BILL NO. 18—

BY REPRESENTATIVE JOHN SMITH

AN ACT

To enact R.S. 13:961(F)(1)(o), relative to court reporter fees in the Thirty-Sixth Judicial District Court; to provide for determination of fees in all cases by the court; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 51—

BY REPRESENTATIVE DORSEY

AN ACT

To amend and reenact R.S. 14:40.2(A) and to enact R.S. 14:40.2(F), (G), and (H), relative to the crime of stalking; to require that the acts constituting the crime of stalking be intentional; to provide for exceptions; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 56—

BY REPRESENTATIVES KATZ, DOERGE, ST. GERMAIN, WINSTON, AND SCALISE AND SENATOR BROOME

AN ACT

To enact R.S. 14:46.2, relative to offenses against the person; to create the crime of human trafficking; to provide for criminal penalties; to provide for definitions; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 56 by Representative Katz

AMENDMENT NO. 1

On page 1, at the end of line 13 after "years" insert a period "."

AMENDMENT NO. 2

On page 1, delete line 14

AMENDMENT NO. 3

On page 1, line 18, change "ten" to "twenty" and after "years" insert a period "." and delete the remainder of the line

AMENDMENT NO. 4

On page 1, delete line 19

AMENDMENT NO. 5

On page 2, line 3, after "not" and before "more" insert "less than five nor" change "ten" to "twenty-five" and after "years" insert ", five years of which shall be"

June 8, 2005

On motion of Senator Chaisson, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 78—

BY REPRESENTATIVES LAFLEUR, SALTER, ALARIO, DORSEY, AND HAMMETT AND SENATORS HINES, BAJOE, HEITMEIER, AND MOUNT

AN ACT

To amend and reenact R.S. 47:305.50(B), relative to the state sales and use tax; to exempt fabrication, modification, or repairs of rail rolling stock; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 78 by Representative LaFleur

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:305.50(B)" insert "and 337.9(D)(25) and to enact R.S. 47:337.10(J)"

AMENDMENT NO. 2

On page 1, line 6, change "R.S. 47:305.50(B) is " to "R.S. 47:305.50(B) and 337.9(D)(25) are" and after "reenacted" insert "and R.S. 47:337.10(J) is hereby enacted"

AMENDMENT NO. 3

On page 1, between lines 18 and 19, insert:

§337.9. Exemptions applicable to local tax in Chapters 2, 2-A, and 2-B; other exemptions applicable

D.

(25) R.S. 47:305.50, "key words": vehicles used in interstate commerce; rail rolling stock ~~manufactured~~ **sold or leased** in this state ~~for use in interstate commerce.~~

§337.10. Optional exclusions and exemptions

J. A political subdivision may by ordinance or resolution provide that sales and use tax imposed by the political subdivision shall not apply to parts or services used in the fabrication, modification, or repair of rail rolling stock.

On motion of Senator Mount, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 88—

BY REPRESENTATIVES JANE SMITH, BRUCE, BURRELL, CAZAYOUX, CRAVINS, HEATON, LAFLEUR, MORRELL, WHITE, WOOTON, AND SCALISE

AN ACT

To enact Chapter 6-B of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:641 through 647, relative to offenses against peace officers; to require registration of certain offenders who commit violent crimes against peace officers; to provide for definitions; to provide for the creation of a central registry; to provide for the transmission of registry information to the Louisiana Bureau of Criminal Identification and Information; to provide with respect to limitations of liability; to provide with respect to the failure to register; to provide for criminal penalties; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 90—

BY REPRESENTATIVES BRUNEAU, ARNOLD, AND RICHMOND
AN ACT

To amend and reenact R.S. 47:305.40(A) and to enact R.S. 47:301(8)(f), relative to state and local sales and use taxes; to provide that certain carnival and nonprofit organizations participating in certain parades and purchases or sales of certain specialty items by such organizations are not subject to such taxes; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 90 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 47:301(8)(f)" to "R.S. 47:301(13)(l)"

AMENDMENT NO. 2

On page 1, line 8, change "R.S. 47:301(8)(f)" to "R.S. 47:301(13)(l)"

AMENDMENT NO. 3

On page 1, line 12, change "(8)" to "(13)"

AMENDMENT NO. 4

On page 1, line 14, change "(f)" to "(l)"

AMENDMENT NO. 5

On page 1, line 15, change "'person'" to "'sales price'"

AMENDMENT NO. 6

On page 1, line 16, change "sales" to "the price" and after "items" insert "sold"

On motion of Senator Mount, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 91—

BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact Chapters 1, 2, and 3 of Title VII of Book I of the Civil Code, presently comprised of Articles 178 through 211, to be comprised of Chapters 1 and 2 of Title VII of Book I of the Civil Code, consisting of Articles 184 through 198, relative to the filiation of parents and children; to provide for the proof of maternity and paternity; to provide for the presumptions of paternity; to provide for disavowal of paternity; to provide for the contestation of paternity; to provide for an acknowledgment of paternity; to provide for the avowal action; to provide for the exceptional action of paternity; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 91 by Representative Ansardi

AMENDMENT NO. 1

On page 3, delete lines 15 through 41 and delete page 4 and insert in lieu thereof:

"Art. 186. Presumption if child is born after divorce or after death of husband; effect of disavowal

If a child is born within three hundred days from the day of the termination of a marriage and his mother has married again before his birth, the first husband is presumed to be the father.

If the first husband, or his successor, obtains a judgment of disavowal of paternity of the child, the second husband is presumed to be the father. The second husband, or his successor, may disavow

paternity if he institutes a disavowal action within a peremptive period of one year from the day that the judgment of disavowal obtained by the first husband is final and definitive."

AMENDMENT NO. 2

On page 14, line 6, change "two years" to "~~two years~~ one year"

On motion of Senator Lentini, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 101—

BY REPRESENTATIVE T. POWELL

AN ACT

To amend and reenact R.S. 14:93.13(B) and to enact R.S. 14:93.12(B)(3) and R.S. 32:414(S), relative to offenses involving unlawful purchase or possession of alcoholic beverages; to provide with respect to criminal penalties for unlawful purchase or possession of alcoholic beverages; to authorize driver's license suspensions as additional criminal penalties; to provide relative to the issuance of a restricted driver's license; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 138—

BY REPRESENTATIVES HUTTER AND MCDONALD

AN ACT

To enact R.S. 9:2801(C), relative to the award of attorney fees in a community property partition; to provide that the court may award attorney fees when a party fails to comply with the time limits in a community property partition; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 138 by Representative Hutter

AMENDMENT NO. 1

On page 1, line 15, after "party" insert "for the filing of or the response to the motion"

On motion of Senator Lentini, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 166—

BY REPRESENTATIVES MCDONALD AND THOMPSON AND SENATOR BARHAM

AN ACT

To amend and reenact R.S. 13:2606, relative to justice of the peace courts in West Carroll Parish; to provide for the territorial jurisdiction of the justice of the peace districts; to provide for election of justices of the peace from the new districts; to provide for the territorial jurisdiction of the justice of the peace courts if the police jury district lines are changed; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 239—

BY REPRESENTATIVE HILL

AN ACT

To amend and reenact R.S. 47:2181.1, relative to sales of immovable property for delinquent taxes; to specify the location of the sale; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 330—

BY REPRESENTATIVE HUNTER

AN ACT

To amend and reenact R.S. 15:529.1(B), relative to habitual offenders; to provide that multiple convictions which become final on the same day are considered to be one conviction for the purposes of the habitual offender law; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 451—

BY REPRESENTATIVES GEYMAN AND DORSEY

AN ACT

To enact Code of Criminal Procedure Article 330.2, relative to bail; to provide for the contradictory hearings prior to granting bail for certain sex offenders; to provide for definitions; to provide for the forms of bail for certain sex offenses; to provide for exceptions; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 473—

BY REPRESENTATIVE MCDONALD

AN ACT

To amend and reenact R.S. 30:2418(H)(introductory paragraph) and to enact R.S. 30:2418(H)(10), relative to fees collected on the sale of tires; to provide for exceptions from the fee on certain tire sales; and to provide for related matters.

Reported favorably by the Committee on Environmental Quality. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 513—

BY REPRESENTATIVES HAMMETT, BOWLER, DANIEL, DEWITT, ERDEY, FAUCHEUX, GEYMAN, HEATON, HEBERT, JOHNS, KENNEY, LANCASTER, MARTINY, MCDONALD, ODINET, JACK SMITH, TOWNSEND, WOOTON, JANE SMITH, AND KLECKLEY AND SENATORS CHEEK, ELLINGTON, B. GAUTREAUX, N. GAUTREAUX, HINES, MICHOT, MOUNT, AND SCHEDLER

AN ACT

To repeal R.S. 47:301(16)(i)(iv), relative to state sales and use tax; to remove restrictions on exclusion from state and local sales and use taxes for digital television and digital radio conversion equipment; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 576—

BY REPRESENTATIVE LAMBERT

AN ACT

To enact R.S. 6:332 and 333(F)(16), relative to financial records; to provide relative to the disclosure of such records; to provide relative to attorney trust or escrow accounts; to authorize overdraft notification to the office of disciplinary counsel for the Louisiana Attorney Disciplinary Board; to provide for limitation of liability; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

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Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 576 by Representative Lambert

AMENDMENT NO. 1

On page 2, line 8, after "No" change "notice shall be required" to "notification shall be made or sent"

On motion of Senator Lentini, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 599—

BY REPRESENTATIVES HAMMETT, SALTER, ALARIO, DORSEY, AND FAUCHEUX AND SENATORS HINES, BAJIOE, HEITMEIER, AND MOUNT

AN ACT

To amend and reenact R.S. 3:4684 and R.S. 47:820.1 and 1508(B)(6) and to enact Part V-A of Chapter 7 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:818.1 through 818.104, relative to the taxes on gasoline, motor fuel, and special fuels; to provide for the disclosure of licensee information; to conform the terminology as it relates to the tax dedicated to the Transportation Infrastructure Model of Economic Development Account; to provide for the collection of the tax on gasoline, motor fuels, and special fuels at the point of leaving the terminal rack or upon importation into the state; to provide definitions; to provide for licensing and bond requirements and filing requirements; to provide for civil and criminal penalties; to define certain crimes; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 599 by Representative Hammett

AMENDMENT NO. 1

On page 51, line 3, after "Commission" insert "or its successor"

AMENDMENT NO. 2

On page 56, line 6, after "Commission" insert "or its successor"

AMENDMENT NO. 3

On page 56, line 12, after "Commission" insert "or its successor"

AMENDMENT NO. 4

On page 51, at the beginning of line 19, insert "commercial" and change "as a transporter of" to "with"

On motion of Senator Mount, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 769—

BY REPRESENTATIVE CRAVINS

AN ACT

To enact R.S. 15:574.11(C) and (D), relative to judicial review of parole revocation decisions; to provide for appellate jurisdiction and procedure in district court for pleadings alleging a denial of a revocation hearing; to provide for a peremptive period; to provide for service of process; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 769 by Representative Cravins

26th DAY'S PROCEEDINGS

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact 15:1186(B)(2)(d)(i) and"

AMENDMENT NO. 2

On page 1, line 7, after "Section 1." insert "R.S. 15:1186(B)(2)(d)(i) is hereby amended and reenacted and"

AMENDMENT NO. 3

On page 2, line 4, change "thirty" to "ninety"

AMENDMENT NO. 4

On page 2, line 5, after "Parole." insert the following: "When revocation is based upon the conviction of a new felony while on parole, the ninety day peremptive period shall commence on the date of final judgment of the new felony."

AMENDMENT NO. 5

On page 2, after line 8, insert the following:

"
* * *
§1186. Proceedings in forma pauperis
* * *
B.(1) * * *
(2)(a) * * *
(d) The automatic stay shall not apply only if the court makes a written finding that:
(i) The suit is a proceeding for judicial review brought pursuant to R.S. 15:574.11 or R.S. 15:1177;
* * *

On motion of Senator Chaisson, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 775—

BY REPRESENTATIVES BARROW, ALARIO, ALEXANDER, BADON, DANIEL, DORSEY, DOWNS, FANNIN, GREENE, HAMMETT, HONEY, KENNEY, M. POWELL, T. POWELL, RITCHIE, SALTER, TRAHAN, WRIGHT, BRUCE, AND THOMPSON AND SENATORS BAJIOE AND HINES

AN ACT

To amend and reenact R.S. 29:36.1(A) and (B) and to enact R.S. 29:36.1(E), to provide exemptions from tuition charges imposed by Louisiana public colleges and universities for certain students serving in the Louisiana National Guard, including but not limited to students serving pursuant to re-enlistment agreements; to provide relative to conditions, limitations, and requirements for initial and continuing eligibility for such tuition exemptions; to provide for effectiveness, to provide an effective date; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 805—

BY REPRESENTATIVE MONTGOMERY AND SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 47:6014(E)(1), relative to the taxation and for tax relief for certain telephone companies; to provide for the apportionment and dedication of certain taxes for deposit into the Telephone Company Property Assessment Relief Fund; to provide for certain restrictions on the fund; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 817—

BY REPRESENTATIVE HAMMETT
AN ACT

To enact R.S. 47:1675 and to repeal R.S. 47:287.34, relative to income and corporation franchise tax credits; to provide for eligibility and application of the tax credits; to provide general administrative provisions for tax credits; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 817 by Representative Hammett

AMENDMENT NO. 1

On page 4, line 4, after "(2)" insert "(a)"

AMENDMENT NO. 2

On page 4, line 7, after "level" delete the period "." and insert: "unless the S corporation makes the annual election provided for in Subparagraph (b) of this Paragraph."

AMENDMENT NO. 3

On page 4, between lines 7 and 8, insert:

"(b) Flow through election for S corporations. An S corporation that earns or otherwise receives a tax credit through allocation or transfer during a year in which the corporation operates as an S corporation may annually elect to flow through the entire amount of the credit to its shareholders. The election may be made for each credit received by the S corporation and shall be made annually. The election shall be in writing and may not be revoked."

On motion of Senator Mount, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

Rules Suspended

Senator Adley asked for and obtained a suspension of the rules for the purpose of taking up at this time.

**Senate Concurrent Resolutions
Returned from the House of Representatives
with Amendments**

The following Senate Concurrent Resolutions returned from the House of Representatives with amendments were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 26—

BY SENATOR ADLEY

A CONCURRENT RESOLUTION

To direct the appropriate state agencies to take action to implement and enforce the law on delivery sales of cigarettes.

On motion of Senator Adley, the resolution was read by title and returned to the Calendar, subject to call.

Rules Suspended

Senator Marionneaux asked for and obtained a suspension of the rules for the purpose of taking up at this time.

**Senate Resolutions
to be Adopted, Subject to Call**

The following Senate Resolutions to be adopted, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Marionneaux asked that Senate Resolution No. 49 be called from the Calendar at this time.

SENATE RESOLUTION NO. 49—

BY SENATORS MARIONNEAUX, ADLEY, AMEDEE, BAJOE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, ROMERO, SCHEDLER, SMITH, THEUNISSEN AND ULLO

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army National Guard Sergeant First Class Kirk J. Comeaux upon his death in Operation Iraqi Freedom.

On motion of Senator Marionneaux, the resolution was read by title and adopted.

Rules Suspended

Senator Fields asked for and obtained a suspension of the rules for the purpose of taking up at this time.

Introduction of Senate Resolutions

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Resolutions a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 127—

BY SENATOR FIELDS

A RESOLUTION

To urge and request the President of the Senate to appoint a committee, consisting of the members of the Senate basketball team, to venture to the House Chamber to obtain possession of the game trophy for the Senate as the winners of the Third Annual Legislative Charity Basketball Game.

On motion of Senator Fields, the resolution was read by title and adopted.

Rules Suspended

Senator Adley asked for and obtained a suspension of the rules for the purpose of taking up at this time.

**Senate Concurrent Resolutions
Returned from the House of Representatives
with Amendments, Subject to Call**

The following Senate Concurrent Resolutions returned from the House of Representatives with amendments, Subject to Call, were taken up and acted upon as follows:

Called from the Calendar

Senator Adley asked that Senate Concurrent Resolution No. 26 be called from the Calendar at this time.

SENATE CONCURRENT RESOLUTION NO. 26—

BY SENATOR ADLEY

A CONCURRENT RESOLUTION

To direct the appropriate state agencies to take action to implement and enforce the law on delivery sales of cigarettes.

The resolution was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Triche to Original Senate Concurrent Resolution No. 26 by Senator Adley

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "the" delete "direct" and insert in lieu thereof "urge and request"

AMENDMENT NO. 2

On page 2, at the beginning of line 1, change "direct" to "urge and request"

Senator Adley moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Lentini
Adley	Dupre	Malone
Amedee	Ellington	Marionneaux
Barham	Fields	McPherson
Boasso	Gautreaux B	Murray
Broome	Gautreaux N	Nevers
Cain	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cheek	Jackson	Smith
Cravins	Jones	Theunissen
Dardenne	Kostelka	Ullo
Total - 33		

NAYS

Total - 0

ABSENT

Bajoie	Michot
Fontenot	Mount

Total - 4

The Chair declared the amendments proposed by the House were concurred in. Senator Adley moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Regular Order of the Day Resumed**Special Order of the Day**

The following Senate Bill on Third Reading and Final Passage, which was made Special Order of the Day No. 1, was taken up and acted upon as follows:

SENATE BILL NO. 328—
BY SENATOR JONES**AN ACT**

To enact R.S. 33:2740.51(M), (N), (O), and (P), and to repeal R.S. 33:2740.51(H), relative to the Southside Economic Development District of the City of Monroe; to provide the board the authority for tax financing by the district; to provide for its termination; and to provide for related matters.

Motion

On motion of Senator Jones, Senate Bill No. 328 was made Special Order of the Day No. 1 on Thursday, June 9, 2005, immediately following the Morning Hour.

Special Order of the Day

26th DAY'S PROCEEDINGS

The following Senate Bill on Third Reading and Final Passage, which was made Special Order of the Day No. 2, was taken up and acted upon as follows:

SENATE BILL NO. 325—
BY SENATOR JONES**AN ACT**

To enact R.S. 33:9038.28, relative to special districts; to create the city of Monroe Riverfront Development District within the Monroe Downtown Development District; to provide relative to the purpose, governance, duties, and authority of the district; to provide for its rights and powers, including the authority for tax increment financing by the district, subject to the approval of district voters; to provide for an effective date; and to provide for related matters.

Motion

On motion of Senator Jones, Senate Bill No. 325 was made Special Order of the Day No. 2 on Thursday, June 9, 2005, immediately following the Morning Hour.

**Senate Concurrent Resolutions
on Second Reading
Reported by Committees**

The following Senate Concurrent Resolutions reported by Committees were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 78—
BY SENATOR JONES**A CONCURRENT RESOLUTION**

To urge and request the Senate Committee on Judiciary B and the House Committee on the Administration of Criminal Justice to jointly study the fees and other charges imposed by the parish sheriffs around the state on local governing authorities to reimburse the costs of keeping and feeding persons confined to the parish or public jails that are under the management of the sheriff; to request the committees to establish a formula to be enacted into law to provide for an equitable rate of reimbursement; to make a report of such information and formula; and to request the Joint Legislative Committee on the Budget to take action on such report.

Reported favorably by the Committee on Judiciary B.

On motion of Senator Bajoie, the resolution was read by title and returned to the Calendar, subject to call.

**Senate Concurrent Resolutions on
Third Reading
and Final Passage**

The following Senate Concurrent Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 75—

BY SENATORS N. GAUTREAUX, CAIN, DUPRE, MALONE, MCPHERSON AND ROMERO

A CONCURRENT RESOLUTION

To create a task force to study state royalty and tax policy relative to the exploration and production within the oil and gas industry in order to align the interests of the state and the industry in Louisiana.

On motion of Senator N. Gautreaux, the resolution was read by title and returned to the Calendar, subject to call.

**Senate Bills and Joint Resolutions on
Third Reading
and Final Passage**

The following Senate Bills and Joint Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

SENATE BILL NO. 13—
BY SENATOR FIELDS

AN ACT

To amend and reenact R.S. 33:9097.2 (C), (E)(1)(introductory paragraph), (E)(1)(b) and (E)(2), (G)(1)(a) and (b), and (G)(5) and (6), to enact R.S. 33:9097.2(G)(1)(c), and to repeal R.S. 33:9097.2 (G)(7), relative to the South Burbank Crime Prevention and Development District; to provide with respect to the purposes, governance and authority of the district; to provide relative to a parcel fee; to provide for an effective date; and to provide for related matters.

On motion of Senator Fields, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 61—
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 47:287.752 and to enact R.S. 47:297(N), relative to income tax credits; to provide a credit for the employment of certain first time offenders; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 61 by Senator Duplessis

AMENDMENT NO.1

On page 2, line 26, change "47:287.572" to "47:287.752"

On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator Duplessis sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Duplessis to Engrossed Senate Bill No. 61 by Senator Duplessis

AMENDMENT NO.1

On page 2, line 24, after "individual" delete "as" and insert "who is an employer"

On motion of Senator Duplessis, the amendments were adopted.

The bill was read by title. Senator Duplessis moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Jones
Adley	Dupre	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Broome	Gautreaux B	Romero
Cain	Heitmeier	Schedler
Chaisson	Hollis	Theunissen
Cheek	Jackson	Ullo
Total - 24		

NAYS

Barham	Ellington	Marionneaux
Boasso	Gautreaux N	Nevers
Dardenne	Lentini	Smith
Total - 9		

ABSENT

Cravins	Malone
Kostelka	Murray
Total - 4	

The Chair declared the amended bill was passed. The title was read and adopted. Senator Duplessis moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Personal Privilege

Senator Murray asked for and obtained the floor of the Senate on a point of personal privilege, and stated he appeared as absent on the vote on Senate Bill No. 61. He had intended to vote yea on the bill. He asked that the Official Journal so state.

SENATE BILL NO. 114—
BY SENATOR MICHOT

AN ACT

To enact R.S. 47:6020, relative to tax credits; to grant a sound recording investor income tax credit; to provide for certain procedures, and collection; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 114 by Senator Michot

AMENDMENT NO.1

On page 8, line 14, change "Civil Code Article 2924(B)(1)" to "R. S. 9:3500(B)(1)"

On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator Michot sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Michot to Engrossed Senate Bill No. 114 by Senator Michot

AMENDMENT NO.1

On page 2, line 7, change "competition" to "competitiveness"

AMENDMENT NO. 2

On page 3, line 5, after "sound" delete the remainder of the line and delete lines 6 through 8 in their entirety and insert in lieu thereof the following: "recording, or a series of sound recordings produced by a single sound recording production company occurring over the course of a twelve-month period, and costs related to such production that are approved by the Department of Economic Development."

On motion of Senator Michot, the amendments were adopted.

The bill was read by title. Senator Michot moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux B	Mount
Boasso	Gautreaux N	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo

Total - 36

NAYS

Total - 0

ABSENT

Cravins
Total - 1

The Chair declared the amended bill was passed. The title was read and adopted. Senator Michot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 121— BY SENATOR CHEEK

AN ACT

To enact R.S. 40:1502.15, relative to fire protection districts; to authorize the governing authority of such districts located within certain parishes to assess and collect a service charge or rates of service charges on each residential or commercial structure within the boundaries of the district; to provide for adoption of a resolution by the governing authority of the district; to provide for approval by a majority of electors of the district voting at an election held for that purpose; to provide for the use of such revenues; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Cheek moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Lentini
Adley	Dupre	Malone
Amedee	Ellington	Marionneaux
Bajoie	Fields	McPherson
Barham	Fontenot	Mount
Boasso	Gautreaux B	Murray
Broome	Gautreaux N	Nevers
Cain	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cheek	Jackson	Smith
Cravins	Jones	Theunissen
Dardenne	Kostelka	Ullo

Total - 36

NAYS

Total - 0

ABSENT

Michot
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Cheek moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 179—

BY SENATORS BARHAM, KOSTELKA, DUPLESSIS, MICHOT AND NEVERS AND REPRESENTATIVES JACKSON, BURNS AND ROBIDEAUX

AN ACT

To amend and reenact R.S. 47:287.92(B), 287.93(A), 287.95(F)(2), 287.738(A), and 606(A)(3), to enact R.S. 47:287.94(H) and 287.738(F), and to repeal R.S. 47:287.71(A)(1) and (2), 287.73(C)(1), 287.95(E), and 287.750, relative to the corporation income tax; to provide for a deduction for interest and dividends; to provide for a single factor apportionment formula for corporation income and franchise tax purposes for certain businesses; to provide for apportionment of profits and losses from sales or exchanges of property not made in the regular course of business; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Barham sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Barham to Engrossed Senate Bill No. 179 by Senator Barham

AMENDMENT NO. 1

On page 7, line 24, change "(d)" to "(i)"

AMENDMENT NO. 2

On page 7, line 26, change "(e)" to "(ii)"

AMENDMENT NO. 3

On page 7, line 28, change "(e)" to "(iii)"

On motion of Senator Barham, the amendments were adopted.

On motion of Senator Barham, the amended bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 246—

BY SENATOR DUPLESSIS

AN ACT

To enact R.S. 51:1787(A)(2)(d) and (C)(2)(c), relative to Enterprise Zones; to provide for tax credits for rubber manufacturing; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Duplessis moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Dardenne	Kostelka	Ullo
Duplessis	Lentini	

Total - 35

NAYS

June 8, 2005

Total - 0

ABSENT

Cravins Marionneaux
Total - 2

The Chair declared the bill was passed. The title was read and adopted. Senator Duplessis moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 259—

BY SENATORS KOSTELKA, BARHAM, DUPLESSIS AND MICHOT AND REPRESENTATIVES JACKSON, BURNS AND ROBIDEAUX
AN ACT

To amend and reenact R.S. 47:287.93(B), relative to the corporation income tax; to provide for an allocation of the deduction for interest expense applicable to investments which produce allocable income; and to provide for related matters.

Floor Amendments Sent Up

Senator Kostelka sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Kostelka to Engrossed Senate Bill No. 259 by Senator Kostelka

AMENDMENT NO. 1

On page 1, line 17, after "(2)" insert "(a)"

AMENDMENT NO. 2

On page 2, line 1, after "investments" insert "in a related corporation or a related entity"

AMENDMENT NO. 3

On page 2, between lines 10 and 11, insert:

"(b)(i) 'Related corporation' for the purposes of this Section shall mean any member of a controlled group as defined in 26 U.S.C. Section 1563, except that a fifty percent voting and value test will be substituted for the eighty percent test in 26 U.S.C. Section 1563.

"(ii) 'Related entity' for the purposes of this Section shall mean any other judicial person that would be a 'related corporation' if that person were to file as a corporation for federal income tax purposes."

On motion of Senator Kostelka, the amendments were adopted.

The bill was read by title. Senator Kostelka moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Dardenne	Lentini	
Duplessis	Malone	
Total - 37		

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the amended bill was passed. The title was read and adopted. Senator Kostelka moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 297—

BY SENATOR DUPLESSIS

AN ACT

To enact R.S. 33:2742.62, relative to non-profit corporations and associations; to provide for the levy of a fee to compensate for various governmental services provided to tax exempt property of certain nonprofit corporations and associations; to provide a process for the annual review of requests for exemption from ad valorem taxation on certain property owned or leased by nonprofit corporations or associations; and to provide for related matters.

The bill was read by title. Senator Duplessis moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Malone
Adley	Dupre	Marionneaux
Amedee	Ellington	McPherson
Bajoie	Fields	Michot
Barham	Fontenot	Mount
Boasso	Gautreaux N	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo

Total - 36

NAYS

Total - 0

ABSENT

Gautreaux B

Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Duplessis moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 312—

BY SENATOR ULLO

AN ACT

To enact R.S. 17:10.7, relative to school and district accountability; to provide for the status of a city, parish, or other local public school system which is academically in crisis and financially in crisis; to provide a procedure for the emergency transfer of all power and responsibility to operate, manage, and administer such a school system to an administrator; to provide for the selection of the administrator; to provide for the duration of his service; to provide for the authority and duties of the administrator; to provide for the establishment of an advisory council; to provide for the obligation of the system on contracts; to provide for the obligation of the system regarding debt; to provide definitions; and to provide for related matters.

Motion

June 8, 2005

On motion of Senator Ullo, Senate Bill No. 312 was made Special Order of the Day No. 3 on Thursday, June 9, 2005, immediately following the Morning Hour.

SENATE BILL NO. 315—

BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 47:3201 through 3205 and 4301 through 4306, relative to the tax equalization program; to provide for contracts with the Board of Commerce and Industry and manufacturing establishments; and to provide for related matters.

Floor Amendments Sent Up

Senator Barham sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Barham to Engrossed Senate Bill No. 315 by Senator Barham

AMENDMENT NO.1

On page 10, line 24, change "**R.S. 51:2453(1)(b)(i) through (v), (c) and (d)**" to "**R.S. 51:2453(2)(f)(i) through (v)**"

On motion of Senator Barham, the amendments were adopted.

On motion of Senator Barham, the amended bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 338—

BY SENATOR THEUNISSEN

AN ACT

To enact R.S. 47:301(3)(j) and (13)(l), relative to the state sales and use tax; to provide for a limitation on the sales price and cost price of natural gas; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Theunissen moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Dupre	McPherson
Amedee	Ellington	Michot
Bajoie	Fields	Mount
Barham	Fontenot	Murray
Boasso	Heitmeier	Nevers
Broome	Hollis	Romero
Cain	Jackson	Schedler
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Dardenne	Malone	
Duplessis	Marionneaux	
Total - 34		

NAYS

Total - 0

ABSENT

Mr. President	Gautreaux N
Gautreaux B	
Total - 3	

The Chair declared the bill was passed. The title was read and adopted. Senator Theunissen moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Senate Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call

The following Senate Bills and Joint Resolutions on Third Reading and Final Passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Lentini asked that Senate Bill No. 68 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 68—

BY SENATOR LENTINI

AN ACT

To enact R.S. 18:1505.2(S), relative to campaign finance; to prohibit certain persons from contributing to the campaign of certain judges, justices of the peace, district attorneys, and sheriffs; to prohibit the solicitation or receipt of such contributions by such judges, justices of the peace, district attorneys, and sheriffs; to provide for civil and criminal penalties; to provide for the deposition of funds; and to provide for related matters.

Floor Amendments Sent Up

Senator Romero sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Romero to Engrossed Senate Bill No. 68 by Senator Lentini

AMENDMENT NO.1

On page 1, line 12, between "**No**" and "**person**" insert the following: "**attorney or law firm composed of attorneys licensed to practice law in this state or their employees or any**"

Senator Romero moved adoption of the amendments.

Senator Lentini objected.

ROLL CALL

The roll was called with the following result:

YEAS

Boasso	Ellington	Schedler
Cain	Michot	Smith
Cravins	Romero	
Total - 8		

NAYS

Mr. President	Dupre	Kostelka
Adley	Fields	Lentini
Amedee	Fontenot	Malone
Barham	Gautreaux B	Marionneaux
Broome	Gautreaux N	Mount
Chaisson	Heitmeier	Murray
Cheek	Hollis	Nevers
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Total - 27		

ABSENT

Bajoie	McPherson
Total - 2	

The Chair declared the amendments were rejected.

Personal Privilege

Senator Schedler asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on the amendment by Senator Romero to Senate Bill No. 68. He voted yea on the amendment and had intended to vote nay. He asked that the Official Journal so state.

The bill was read by title. Senator Lentini moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Gautreaux B	Nevers
Boasso	Heitmeier	Ullo
Cravins	Lentini	
Dupre	Malone	
Total - 10		

NAYS

Amedee	Duplessis	Kostelka
Bajoie	Ellington	Marionneaux
Barham	Fields	Michot
Broome	Fontenot	Mount
Cain	Gautreaux N	Murray
Chaisson	Hollis	Romero
Cheek	Jackson	Smith
Dardenne	Jones	Theunissen
Total - 24		

ABSENT

Mr. President	Schedler
McPherson	
Total - 3	

The Chair declared the bill failed to pass.

Notice of Reconsideration

Senator Lentini, pursuant to Senate Rule Number 11.12, gave notice that before the expiration of the Morning Hour of the next succeeding legislative day of the Senate, he would move to reconsider the vote by which the bill failed to pass.

Called from the Calendar

Senator McPherson asked that Senate Bill No. 273 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 273—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 27:28(H)(1) and to enact R.S. 27:28(H)(3), relative to the Louisiana Gaming Control Law; to provide with respect to suitability standards; to provide for an appeal process for a person found by the board to exercise significant influence over a licensee, permittee, or casino gaming operator; to provide for procedures for filing such appeal; to provide for a procedure for taking administrative action against a licensee, permittee, or casino gaming operator associated with a person found to be unsuitable; and to provide for related matters.

The bill was read by title. Senator McPherson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Jackson
Adley	Dupre	Jones
Bajoie	Ellington	Marionneaux
Cain	Fields	McPherson
Chaisson	Gautreaux B	Michot
Cheek	Gautreaux N	Murray
Cravins	Heitmeier	Nevers
Total - 21		

NAYS

Amedee	Hollis	Schedler
Barham	Kostelka	Smith
Boasso	Lentini	Theunissen
Broome	Malone	Ullo
Dardenne	Mount	
Fontenot	Romero	
Total - 16		

ABSENT

Total - 0

The Chair declared the bill was passed. The title was read and adopted. Senator McPherson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Personal Privilege

Senator Michot asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on Senate Bill No. 273. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

Rules Suspended

Senator Cain asked for and obtained a suspension of the rules for the purpose of taking up at this time.

**Introduction of
Senate Concurrent Resolutions**

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Concurrent Resolutions a first and second time and acting upon them as follows:

SENATE CONCURRENT RESOLUTION NO. 107—

BY SENATOR CAIN

A CONCURRENT RESOLUTION

To commend Cary Koch of The Dunham School on his extraordinary accomplishments as a student-athlete.

The resolution was read by title. Senator Cain moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero

Cain
Chaisson
Cheek
Cravins
Dardenne
Duplessis
Total - 37

Hollis
Jackson
Jones
Kostelka
Lentini
Malone

Schedler
Smith
Theunissen
Ullo

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Messages from the Secretary of the State

The following messages from the Secretary of the State were received and read as follows:

Secretary of State
State of Louisiana

May 31, 2005

To the President of the Senate
State of Louisiana

Ladies and Gentlemen:

I have the honor to submit to you the name of Derrick Shepherd who has been duly elected to fill the vacancy occurring in your Honorable Body caused by the resignation of Lambert C. Boissiere, Jr.

Derrick Shepherd has been officially proclaimed duly and legally elected as State Senator from the 3rd Senatorial District of the State of Louisiana.

With best wishes,
FOX MCKEITHEN
Secretary of State

Fox McKeithen
Secretary of State

As Secretary of State, of the State of Louisiana, I do hereby certify that the following candidate is declared elected by the people to the office set above his name.

State Senator 3rd Senatorial District
Derrick Shepherd

In testimony whereof, I have hereunto set my hand and caused the Seal of my Office to be affixed at the City of Baton Rouge on, May 31, 2005.

FOX MCKEITHEN
Secretary of State

Motion

Senator Bajoie moved that the qualifications of the above-named Senator-elect be accepted.

ROLL CALL

The roll was called with the following result:

PRESENT

Mr. President

Dupre

Marionneaux

Adley
Amedee
Bajoie
Barham
Boasso
Broome
Cain
Chaisson
Cheek
Cravins
Dardenne
Duplessis
Total - 37

Ellington
Fields
Fontenot
Gautreaux B
Gautreaux N
Heitmeier
Hollis
Jackson
Jones
Kostelka
Lentini
Malone

McPherson
Michot
Mount
Murray
Nevers
Romero
Schedler
Smith
Theunissen
Ullo

ABSENT

Total - 0

The Chair declared Derrick Shepherd's qualifications were accepted by the Senate.

Motion

Senator Bajoie moved that Derrick Shepherd should be administered the Oath of Office.

Administering the Oath of Office

The oath prescribed by Article X, Section 30, of the Constitution was ceremoniously administered by Governor Kathleen Blanco, and officially administered by Glenn Koepp, Secretary of the Senate to the following named Senator-elect: Derrick Shepherd.

Senate Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call, Resumed

The following Senate Bills and Joint Resolutions on Third Reading and Final Passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Fields asked that Senate Bill No. 13 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 13— BY SENATOR FIELDS

AN ACT

To amend and reenact R.S. 33:9097.2 (C), (E)(1)(introductory paragraph), (E)(1)(b) and (E)(2), (G)(1)(a) and (b), and (G)(5) and (6), to enact R.S. 33:9097.2(G)(1)(c), and to repeal R.S. 33:9097.2 (G)(7), relative to the South Burbank Crime Prevention and Development District; to provide with respect to the purposes, governance and authority of the district; to provide relative to a parcel fee; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Fields sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fields to Engrossed Senate Bill No. 13 by Senator Fields

AMENDMENT NO.1

On page 1, delete lines 1 through 7 and insert in lieu thereof: "To amend and reenact R.S. 33:9097.2(B), relative to the South Burbank Crime Prevention and Development District; to provide relative to boundaries; to provide an effective date; and to provide for related matters."

AMENDMENT NO. 2

On page 1, delete lines 10 through 13 and insert in lieu thereof:

"Section 1. R.S. 33:909.2 (B) is hereby amended and reenacted to read as follows:"

AMENDMENT NO. 3

On page 1, delete lines 16 and 17 and insert in lieu thereof:

B. Boundaries. The district shall be comprised of the area of the parish of East Baton Rouge, lying within the following perimeter: commencing at the north side of Gardere Lane at Bayou Fountain proceeding along Bayou Fountain bayou to the northwest to include the streets of Bayou Fountain and Governor, thence in a southwestern direction along Magnolia Point to Burbank, excluding the Meadowbend Subdivision, thence in a northwesterly direction along Burbank Drive to Elbow Bayou, following Elbow Bayou west and south to Nicholson, Nicholson southeast to Longview Plantation Road thence in a northeastern direction along Longview Plantation to the southeast corner of Bayou Pecan to include the Hermitage and Sagefield Subdivisions, thence in a northerly direction along Bayou Pecan across Burbank to Bayou Fountain bayou, clearly excluding subdivisions on Bluebonnet Lane and excluding the 163 lots of the Sagefield subdivision filed June 16, 1991, then proceeding in a northwestern direction along Bayou Fountain bayou to Gardere Lane, **and excluding the 415 lots of the Hermitage subdivision."**

AMENDMENT NO. 4

On page 2, delete lines 1 through 29.

AMENDMENT NO. 5

On page 3, delete lines 1 through 13.

On motion of Senator Fields, the amendments were adopted.

The bill was read by title. Senator Fields moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Romero
Broome	Hollis	Schedler
Cain	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Dardenne	Malone	
Duplessis	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Fontenot
Total - 1

The Chair declared the amended bill was passed. The title was read and adopted. Senator Fields moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**House Concurrent Resolutions
on Second Reading
Reported by Committees**

The following House Concurrent Resolutions reported by Committees were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 105—

BY REPRESENTATIVE WINSTON

A CONCURRENT RESOLUTION

To continue and provide with respect to the Task Force on Legal Representation in Child Protection Cases created in the 2003 Regular Session pursuant to House Concurrent Resolution No. 44 and continued in the 2004 Regular Session pursuant to House Concurrent Resolution No. 59.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Concurrent Resolution No. 105 by Representative Winston

AMENDMENT NO. 1

On page 2, line 23 change "House of Representative" to "Legislature".

On motion of Senator Lentini, the committee amendment was adopted.

The resolution was read by title. Senator Schedler moved to concur in the amended House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Dardenne	Lentini	
Duplessis	Malone	
Total - 37		

NAYS

Total - 0

ABSENT

Shepherd
Total - 1

The Chair declared the Senate had concurred in the amended House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 118—

BY REPRESENTATIVE CROWE

A CONCURRENT RESOLUTION

To urge and request the clerks of court and recorders of mortgages to employ computer software to redact the first five digits of social security numbers appearing on any recorded document which is to be made available to the public over the Internet.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Concurrent Resolution No. 118 by Representative Crowe

AMENDMENT NO.1

On page 1, line 4, after "document" insert "after August 15, 2005,"

On motion of Senator Lentini, the committee amendment was adopted.

The resolution was read by title. Senator Schedler moved to concur in the amended House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Dardenne	Lentini	
Duplessis	Malone	
Total - 37		

NAYS

Total - 0

ABSENT

Shepherd
Total - 1

The Chair declared the Senate had concurred in the amended House Concurrent Resolution and ordered it returned to the House.

House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

Senator Fields in the Chair

HOUSE BILL NO. 172—

BY REPRESENTATIVES ROMERO AND FAUCHEUX
AN ACT

To amend and reenact Code of Civil Procedure Articles 4911(A) and 4912(A)(1) and (B), relative to jurisdiction of justice of the peace courts; to increase the jurisdictional amount in dispute in civil matters; to increase the jurisdictional amount in dispute in possession or ownership of movable property; to increase the jurisdictional amount in dispute in eviction proceedings of occupants or tenants of leased commercial premises and leased farmlands; and to provide for related matters.

The bill was read by title. Senator Romero moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Malone
Adley	Dupre	Marionneaux
Amedee	Ellington	McPherson
Bajoie	Fields	Michot
Barham	Fontenot	Mount
Boasso	Gautreaux B	Murray
Broome	Gautreaux N	Nevers
Cain	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cheek	Jackson	Smith
Cravins	Jones	Theunissen
Dardenne	Lentini	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Kostelka
Total - 2

Shepherd

The Chair declared the bill was passed. The title was read and adopted. Senator Romero moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 185—

BY REPRESENTATIVE FRITH

AN ACT

To enact R.S. 1:55(E)(1)(e), relative to legal holidays for clerks of court in Vermilion Parish; to require the clerk of court of the Fifteenth Judicial District Court and the clerk of court for the City Court of Abbeville in Vermilion Parish to close their offices in observance of the Cattle Festival; to provide for an exception; and to provide for related matters.

The bill was read by title. Senator N. Gautreaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Dardenne	Lentini	
Duplessis	Malone	
Total - 37		

NAYS

Total - 0

ABSENT

Shepherd
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator N. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 214—
BY REPRESENTATIVE GALLOT

AN ACT

To enact Title XXII-A of Book III of the Civil Code, consisting of Civil Code Articles 3338 through 3368; and R.S. 44:77 through 80, 111 through 119, and 171; to amend and reenact Civil Code Articles 517, 1554, 2021, 2035, 2442, and 3337; Code of Civil Procedure Articles 3752 and 4362; R.S. 9:4833 and 4834; R.S. 13:901; and R.S. 44:71, 72, 73, 75, and 131; to repeal Civil Code Articles 3308, 3309, 3310, 3314, 3320(A) and (B), 3321 through 3324, and 3327 through 3336; R.S. 9:2371(A) and (B), 2721(A), 2721.1, 2722, 2728, 2733, 2741 through 2757, 5141, 5161, 5162, 5165, 5166, 5167(A) through (D), 5168 through 5207, 5214 through 5216, 5502, and 5556; R.S. 13:752 through 755, 913, and 3727; R.S. 35:17; and R.S. 44:76, 102 and 103, 132 through 136, 138, 162, 163, 202, 203, 232, 232.1, 233, and 268; and to redesignate R.S. 9:2731 as R.S. 31:216 and R.S. 9:2732 as R.S. 31:217, all relative to the recordation of documents in the mortgage and conveyance records and the consolidation of the laws affecting the recordation of documents; to provide for the rules relative to the recordation of documents affecting immovable property; to provide for the duties and liability of the recorders; to provide for the effect of recordation as to third persons; to provide the limits to the effect of recordation and for matters not of record; to provide for the recordation of duplicate documents; to provide for the place of recordation; to provide for the stamping of documents by the recorder, the failure to endorse, and the presumption as to time of filing; to provide for the effect of ancient documents; to provide for information required to be in recorded acts and the effect of omissions; to provide for the cancellation of mortgages and liability for incorrect or false requests for cancellation; to provide for the recordation of transfers, amendments, and releases; to provide for the method and duration of the recordation of mortgages and the method of reinscription; to provide for the vendor's privilege and mortgage protecting the interest of a minor; to provide for the reinscription of notices of contract; to provide for the requirements for indexing names by the recorders; to provide for the office of mortgages and conveyances and for the establishment of branch offices; to provide for limitations of liability of the clerk and for insurance against liability; to provide for certified copies of records and their effect, recordation of notice of lease, certificate of encumbrances, and recordation of military discharge papers; to provide for the effect of an order of discharge in bankruptcy on recorded acts; to provide for the method of establishing the authenticity of documents; to provide for actions against the recorder; and to provide for related matters.

The bill was read by title. Senator Chaisson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Malone
Adley	Dupre	Marionneaux
Amedee	Ellington	McPherson
Bajoie	Fields	Michot
Barham	Fontenot	Mount
Boasso	Gautreaux B	Murray
Broome	Gautreaux N	Nevers
Cain	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cheek	Jackson	Smith
Cravins	Jones	Theunissen
Dardenne	Lentini	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Kostelka	Shepherd
Total - 2	

The Chair declared the bill was passed. The title was read and adopted. Senator Chaisson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 258—
BY REPRESENTATIVE BRUNEAU
AN ACT

To enact R.S. 13:1336(D) and 1338, relative to the jurisdiction of the Criminal District Court for the Parish of Orleans; to provide for commitment jurisdiction of the court when the criminal court determines a mentally defective defendant is incapable of standing trial, is a danger to himself or others, and is unlikely in the foreseeable future to be capable of standing trial; to provide for the transfer of all pending cases filed in the Civil District Court for the Parish of Orleans; to provide for an order of transfer; to provide for delivery of the records; to grant the criminal sheriff for the Criminal District Court for the Parish of Orleans the authority to make service and return of court processes; and to provide for related matters.

The bill was read by title. Senator Murray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Dardenne	Lentini	
Duplessis	Malone	
Total - 37		

NAYS

Total - 0

ABSENT

Shepherd
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Murray moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 276—
BY REPRESENTATIVE BALDONE
AN ACT

To enact R.S. 14:72.4, relative to disposal of property with fraudulent intent; to create and define the crime of disposal of property with fraudulent intent; to provide for penalties; and to provide for related matters.

The bill was read by title. Senator Chaisson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux N	Nevers
Boasso	Hollis	Romero
Cain	Jackson	Schedler
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Dardenne	Malone	
Duplessis	Marionneaux	
Total - 34		

NAYS

Total - 0

ABSENT

Broome	Heitmeier
Gautreaux B	Shepherd
Total - 4	

The Chair declared the bill was passed. The title was read and adopted. Senator Chaisson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 278—

BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 9:2795.4(A)(3), (4)(a), and (6), relative to the limitation of liability for motorized off-road activities; to revise the definitions of "motorized off-road vehicles", "motorized off-road vehicle activity", and "motorized off-road vehicle facility"; and to provide for related matters.

The bill was read by title. Senator B. Gautreaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux B	Mount
Boasso	Gautreaux N	Murray
Cain	Heitmeier	Nevers
Chaisson	Hollis	Romero
Cheek	Jackson	Schedler
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Broome	Shepherd
Total - 2	

The Chair declared the bill was passed. The title was read and adopted. Senator B. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 281—

BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact R.S. 13:3714, relative to the admissibility of blood alcohol concentration (BAC) test reports; to provide for the admissibility of certified copies of BAC test reports of the state police crime laboratory in civil actions; to provide for cross-examination by the party against whom the report is sought to be used; and to provide for related matters.

The bill was read by title. Senator Lentini moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Dardenne	Lentini	
Duplessis	Malone	
Total - 37		

NAYS

Total - 0

ABSENT

Shepherd
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 282—

BY REPRESENTATIVE GEYMAN
AN ACT

To enact R.S. 44:9(A)(3)(c), relative to the expungement of juvenile records; to provide for an exemption from payment of processing fees in certain juvenile cases; and to provide for related matters.

The bill was read by title. Senator Mount moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Dardenne	Lentini	

Duplessis Malone
Total - 37

NAYS

Total - 0

ABSENT

Shepherd
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Mount moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 298—

BY REPRESENTATIVE TRICHE

AN ACT

To enact R.S. 33:1448(P), relative to group insurance premiums; to provide for the payment of insurance premiums for certain retired sheriffs and retired deputy sheriffs in Lafourche Parish; and to provide for related matters.

The bill was read by title. Senator B. Gautreaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Malone
Adley	Dupre	Marionneaux
Amedee	Ellington	McPherson
Bajoie	Fields	Michot
Barham	Fontenot	Mount
Boasso	Gautreaux B	Murray
Broome	Gautreaux N	Nevers
Cain	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cheek	Jackson	Smith
Cravins	Jones	Theunissen
Dardenne	Lentini	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Kostelka Shepherd
Total - 2

The Chair declared the bill was passed. The title was read and adopted. Senator B. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 308—

BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact Civil Code Article 3549, relative to conflict of laws; to provide for the applicability of law governing prescription and peremption; and to provide for related matters.

The bill was read by title. Senator Lentini moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson

Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Heitmeier	Nevers
Broome	Hollis	Romero
Cain	Jackson	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Duplessis Gautreaux N
Total - 2

The Chair declared the bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 388—

BY REPRESENTATIVES FANNIN, MCDONALD, THOMPSON, AND

WALSWORTH AND SENATOR KOSTELKA

AN ACT

To amend and reenact R.S. 38:3097.2(1) through (4), 3097.3(C)(5), and 3097.6, relative to ground water management; to provide for definitions; to provide for powers and duties of the commissioner of conservation; to provide for determination of areas of ground water concern and critical areas of ground water concern; to provide for applications under current consideration and declared critical ground water areas; to provide for rules and regulations; and to provide for related matters.

Floor Amendments Sent Up

Senator Malone sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Malone to Reengrossed House Bill No. 388 by Representative Fannin

AMENDMENT NO. 1

On page 3, at the end of line 5, after "boundaries." insert: "At least thirty days prior to holding the public hearing, the commissioner shall provide copies of the draft order to the House Committee on Natural Resources and to the Senate Committee on Natural Resources."

On motion of Senator Malone, the amendments were adopted.

The bill was read by title. Senator Kostelka moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Dupre	Marionneaux
Amedee	Ellington	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux B	Mount
Broome	Heitmeier	Nevers
Chaisson	Hollis	Romero
Cheek	Jackson	Schedler
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 30		

NAYS

Boasso
Cain
Total - 4

Gautreaux N
Murray

ABSENT

Mr. President
Fields
Total - 4

Jones
Shepherd

The Chair declared the amended bill was passed. The title was read and adopted. Senator Kostelka moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Personal Privilege

Senator Boasso asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on House Bill No. 388. He voted nay on the bill and had intended to vote yea. He asked that the Official Journal so state.

Personal Privilege

Senator Murray asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on House Bill No. 388. He voted nay on the bill and had intended to vote yea. He asked that the Official Journal so state.

Personal Privilege

Senator N. Gautreaux asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on House Bill No. 388. He voted nay on the bill and had intended to vote yea. He asked that the Official Journal so state.

HOUSE BILL NO. 422—

BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact R.S. 14:35.1 and to enact R.S. 14:38.3, relative to crimes committed against child welfare workers; to change the crime of simple battery of a child welfare worker to battery of a child welfare worker; to provide for increased penalties for battery of a child welfare worker; to provide for definitions; to enact the crime of assault on a child welfare worker; to provide for penalties; and to provide for related matters.

The bill was read by title. Senator Dardenne moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Dardenne	Lentini	
Duplessis	Malone	
Total - 37		

NAYS

Total - 0

ABSENT

Shepherd
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Dardenne moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 453—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 27:301(B)(12), 308(B)(1) and (C), and 311(H)(1) and (3) and (K)(4) and to enact R.S. 27:3(24), 15(F) and (G), 308(B)(3), 308.1, 308.2, and 311(H)(5), relative to penalties for violations of the Video Draw Poker Devices Control Law; to provide for definitions; to provide for civil penalties; to provide for the adoption of rules; to provide for a penalty schedule; to provide for the authority of the gaming control board regarding suspension and revocation of video draw poker licenses and permits; to provide for a maximum penalty for violations of statutes and rules; to provide for a maximum period of suspension of a video draw poker license or permit; to provide for penalties for failure to submit the annual fee; to define repeated violations and violations; to provide for consent agreements or settlements between licensees or permittees and the state; to clarify which processing fees for new applications and licensing apply to certain licensed establishments; to establish a processing fee for stock or membership sales or transfers of fifty percent or more of a licensed corporation or limited liability company; to provide for legislative intent; and to provide for related matters.

The bill was read by title. Senator Marionneaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Ellington	Marionneaux
Bajoie	Fields	McPherson
Boasso	Fontenot	Michot
Broome	Gautreaux B	Mount
Cain	Gautreaux N	Murray
Chaisson	Heitmeier	Nevers
Cheek	Hollis	Romero
Cravins	Jackson	Schedler
Dardenne	Kostelka	Smith
Duplessis	Lentini	Theunissen
Dupre	Malone	
Total - 32		

NAYS

Total - 0

ABSENT

Mr. President	Barham	Shepherd
Amedee	Jones	Ullo
Total - 6		

The Chair declared the bill was passed. The title was read and adopted. Senator Marionneaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Personal Privilege

Senator Broome asked for and obtained the floor of the Senate on a point of personal privilege, and stated she had voted in error on House Bill No. 453. She voted yea on the bill and had intended to vote nay. She asked that the Official Journal so state.

HOUSE BILL NO. 465—BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact Code of Civil Procedure Article 4133, relative to the special mortgage furnished by a tutor; to provide for inclusion of the minor's date of birth; to provide for validity of mortgages filed without the minor's date of birth; and to provide for related matters.

The bill was read by title. Senator Dupre moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Bajoie	Fields	McPherson
Barham	Fontenot	Michot
Boasso	Gautreaux B	Mount
Broome	Gautreaux N	Murray
Cain	Heitmeier	Nevers
Chaisson	Hollis	Romero
Cheek	Jackson	Schedler
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Amedee	Shepherd
Total - 2	

The Chair declared the bill was passed. The title was read and adopted. Senator Dupre moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 485—BY REPRESENTATIVES WALKER, DEWITT, DORSEY, JOHNS, AND LAFLEUR AND SENATORS HINES, CHEEK, AND KOSTELKA
AN ACT

To amend and reenact R.S. 44:4.1(B)(5) and to enact R.S. 13:3715.4 and 3715.5, relative to medical malpractice; to provide for legislative findings; to provide for the confidentiality of certain information; to provide for the admissibility of certain statements by health care providers; to provide for exceptions to the Public Records Act; and to provide for related matters.

The bill was read by title. Senator Hines moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Bajoie	Fields	Michot
Barham	Fontenot	Mount
Boasso	Gautreaux B	Murray
Broome	Gautreaux N	Nevers
Cain	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cheek	Jackson	Smith
Cravins	Jones	Theunissen
Dardenne	Kostelka	Ullo
Duplessis	Malone	

Total - 35

NAYS

Total - 0

ABSENT

Amedee	Lentini	Shepherd
Total - 3		

The Chair declared the bill was passed. The title was read and adopted. Senator Hines moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 511—BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact R.S. 15:574.15(A)(1) and (2)(introductory paragraph), relative to violations of municipal ordinances in a municipality having a population of more than four hundred fifty thousand inhabitants; to provide that judges exercising criminal jurisdiction in district, municipal, or traffic court have the authority to fix bail for persons arrested for certain municipal violations; to prohibit elected officials from granting parole for certain violations; and to provide for related matters.

The bill was read by title. Senator Duplessis moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Bajoie	Fields	Michot
Barham	Fontenot	Mount
Boasso	Gautreaux B	Murray
Broome	Gautreaux N	Nevers
Cain	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cheek	Jackson	Shepherd
Cravins	Jones	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 36		

NAYS

Kostelka
Total - 1

ABSENT

Amedee
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Duplessis moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Personal Privilege

Senator Ullo asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on House Bill No. 511. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

HOUSE BILL NO. 525—BY REPRESENTATIVES HEATON, MARTINY, AND LAFLEUR AND SENATOR BROOME
AN ACT

To amend and reenact R.S. 15:574.22(G)(2)(d), relative to eligibility for evaluation by the Louisiana Risk Review Panel; to provide with respect to the number of years a person convicted of a Schedule I narcotic violation must serve in actual custody to be

eligible for review by the Louisiana Risk Review Panel; and to provide for related matters.

The bill was read by title. Senator Chaisson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fontenot	Mount
Broome	Gautreaux B	Murray
Chaisson	Heitmeier	Schedler
Cheek	Hollis	Shepherd
Cravins	Jackson	Theunissen
Duplessis	Jones	Ullo
Dupre	McPherson	
Ellington	Michot	
Total - 22		

NAYS

Adley	Fields	Nevers
Barham	Gautreaux N	Romero
Boasso	Lentini	Smith
Cain	Malone	
Dardenne	Marionneaux	
Total - 13		

ABSENT

Amedee	Bajoie	Kostelka
Total - 3		

The Chair declared the bill was passed. The title was read and adopted. Senator Chaisson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Personal Privilege

Senator Kostelka asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on House Bill No. 525. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

Personal Privilege

Senator Mount asked for and obtained the floor of the Senate on a point of personal privilege, and stated she had voted in error on House Bill No. 525. She voted yea on the bill and had intended to vote nay. She asked that the Official Journal so state.

Personal Privilege

Senator Fontenot asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on House Bill No. 525. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

HOUSE BILL NO. 547—

BY REPRESENTATIVE GREENE

AN ACT

To enact R.S. 14:81.3, relative to sexual offenses affecting minors; to create the crime of computer-aided solicitation of a minor; to define the crime of computer-aided solicitation of a minor; to provide for criminal penalties; to provide for definitions; to provide with respect to defenses; to provide for an exception; to provide for the disposition of material seized in connection to this crime; to provide with respect to sex offender registration and notification requirements; and to provide for related matters.

The bill was read by title. Senator Chaisson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Amedee
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Chaisson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 572—

BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 3:2364(B)(1) and (E), relative to the Louisiana Animal Welfare Fund; to provide relative to state funding; to provide relative to transfer and distribution of funds; to provide for maintenance of financial records; and to provide for related matters.

The bill was read by title. Senator Chaisson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Bajoie	Fields	McPherson
Barham	Fontenot	Michot
Boasso	Gautreaux B	Murray
Broome	Gautreaux N	Nevers
Cain	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cheek	Jackson	Shepherd
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Amedee
Total - 2

The Chair declared the bill was passed. The title was read and adopted. Senator Chaisson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 625—

BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 13:2591(A) and R.S. 15:254.1(A), 254.2, 254.3, 254.4, 254.5(D), 254.6(A), 254.7, 254.8(A), and 255(A)(1) and (4), (E)(1), (4), and (5), and (G), and to enact R.S. 15:255(K), relative to witness fees paid to off-duty law enforcement officers and relative to extra compensation for certain law enforcement officers and firemen; to require local governing authorities to transmit witness fees to the employer of certain law enforcement officers; to require the Department of Public Safety and Corrections to remit the extra compensation paid by the state to the local governing authorities for payment to individual eligible employees; to require local governing authorities to be responsible for calculating and withholding certain deductions for taxes on behalf of the employee; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Romero sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Romero to Engrossed House Bill No. 625 by Representative DeWitt

AMENDMENT NO. 1

On page 3, line 1, change "twenty-five" to "~~twenty-five~~ fifty"

AMENDMENT NO. 2

On page 3, between lines 15 and 16 insert the following:

"B.(1) The maximum allowable fee to be received by an officer on any given day when he is summoned in an off-duty status shall be ~~seventy-five~~ one hundred fifty dollars per day, no matter how many summonses he receives per specific day. Said sum shall be in addition to any other compensation the law enforcement officer is eligible to receive from his or her employer."

On motion of Senator Romero, the amendments were adopted.

The bill was read by title. Senator N. Gautreaux moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Amedee

Total - 1

The Chair declared the amended bill was passed. The title was read and adopted. Senator N. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 784—

BY REPRESENTATIVE SALTER

AN ACT

To amend and reenact Children's Code Article 811.1(G)(1) and R.S. 46:1844(W)(1)(a), relative to juvenile crime victims; to provide for an exception to the provisions requiring confidentiality of the identity of juvenile crimes victims; and to provide for related matters.

The bill was read by title. Senator Broome moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Amedee

Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Broome moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 843— (Substitute for House Bill No. 389 by Representative Damico)

BY REPRESENTATIVE DAMICO

AN ACT

To enact R.S. 33:4169.3, relative to the parish of Jefferson; to provide that the governing authority of the parish may contract with private entities in a joint venture for the treatment and disposal of sewage and liquid wastes; to provide for leases of parish property; to provide with respect to the terms, conditions, and length of contracts; to provide for antitrust liability; and to provide for related matters.

On motion of Senator Ullo, the bill was read by title and returned to the Calendar, subject to call.

Motion to Make Special Order

Senator Chaisson asked for and obtained a suspension of the rules for the purpose of making House Bill No. 763, which is on Third Reading and Final Passage,, Special Order of the Day No. 1 on Tuesday, June 14, 2005, immediately following the Morning Hour.

Rules Suspended

Senator Jones asked for and obtained a suspension of the rules for the purpose of taking up at this time.

**Senate Concurrent Resolutions
to be Adopted, Subject to Call**

The following Senate Concurrent Resolutions to be adopted, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Jones asked that Senate Concurrent Resolution No. 78 be called from the Calendar at this time.

SENATE CONCURRENT RESOLUTION NO. 78—

BY SENATOR JONES

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Judiciary B and the House Committee on the Administration of Criminal Justice to jointly study the fees and other charges imposed by the parish sheriffs around the state on local governing authorities to reimburse the costs of keeping and feeding persons confined to the parish or public jails that are under the management of the sheriff; to request the committees to establish a formula to be enacted into law to provide for an equitable rate of reimbursement; to make a report of such information and formula; and to request the Joint Legislative Committee on the Budget to take action on such report.

The resolution was read by title. Senator Jones moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Amedee
Total - 1

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Rules Suspended

Senator N. Gautreaux asked for and obtained a suspension of the rules for the purpose of taking up at this time.

**Senate Concurrent Resolutions on
Third Reading and Final Passage,
Subject to Call**

The following Senate Concurrent Resolutions on Third Reading and Final Passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator N. Gautreaux asked that Senate Concurrent Resolution No. 75 be called from the Calendar at this time for its final passage.

SENATE CONCURRENT RESOLUTION NO. 75—

BY SENATORS N. GAUTREAU, CAIN, DUPRE, MALONE,
MCPHERSON AND ROMERO

A CONCURRENT RESOLUTION

To create a task force to study state royalty and tax policy relative to the exploration and production within the oil and gas industry in order to align the interests of the state and the industry in Louisiana.

Floor Amendments Sent Up

Senator N. Gautreaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator N. Gautreaux to Engrossed Senate Concurrent Resolution No. 75 by Senator N. Gautreaux

AMENDMENT NO.1

On page 2, line 26, change "four" to "five"

On motion of Senator N. Gautreaux, the amendments were adopted.

The resolution was read by title. Senator N. Gautreaux moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Amedee
Total - 1

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it Senate Concurrent Resolution.

Rules Suspended

Senator Ullo asked for and obtained a suspension of the rules for the purpose of reverting to the Morning Hour.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House
CONCURRING IN
SENATE CONCURRENT RESOLUTIONS

June 8, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 103—
 BY SENATOR ELLINGTON AND REPRESENTATIVE MCVEA
A CONCURRENT RESOLUTION

To recognize and commend Mark Lester, a civics educator at West Feliciana High School in St. Francisville, upon being selected to participate as a Practitioner of Legislative Civic Education in the "Appreciating Legislatures" pilot program.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 105—
 BY SENATOR HOLLIS AND REPRESENTATIVE LANCASTER
A CONCURRENT RESOLUTION

To recognize and commend John L. Alexander, educator of social studies and civic education in Jefferson Parish Schools, upon the occasion of his retirement, for his contributions to citizenship education and to designate June 30, 2005, as "John L. Alexander Day" in Louisiana.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 7—
 BY SENATOR FIELDS
A CONCURRENT RESOLUTION

To amend the rule adopted as policy by the Facility Planning and Control Division of the Office Facilities Corporation regarding procedures for access by visitors and/or non-tenants to a state office building, and to direct such division to reissue its policy.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 14—
 BY SENATOR JONES
A CONCURRENT RESOLUTION

To urge and request the state of Louisiana to determine whether or not it is in the best interest of the state to assume full ownership and possession of the real property and all of the improvements located on the property formerly known as Swanson Correctional Center for Youth-Madison Parish Unit facility at Tallulah or to authorize the city of Tallulah to assume such ownership and possession and to take whatever action facilitates the best interest of the state, subject to the approval of the Joint Legislative Committee on the Budget.

Reported with amendments.

Respectfully submitted,
 ALFRED W. SPEER
 Clerk of the House of Representatives

**Introduction of Resolutions,
 Senate and Concurrent**

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 128—
 BY SENATORS ADLEY AND MICHOT
A RESOLUTION

To commend and congratulate C. Paul Hilliard on his outstanding contributions and lasting accomplishments on the occasion of his eightieth birthday.

On motion of Senator Adley, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 129—
 BY SENATOR B. GAUTREAUX
A RESOLUTION

To commend the baseball team of Central Catholic High School of Morgan City upon winning the 2005 Class 1A State Championship.

On motion of Senator B. Gautreaux, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 130—
 BY SENATOR HINES
A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of Stephanie Hammerschmidt Gussman upon her death.

On motion of Senator Hines, the resolution was read by title and adopted.

SENATE CONCURRENT RESOLUTION NO. 108—
 BY SENATORS THEUNISSEN AND ULLO AND REPRESENTATIVES HONEY AND RITCHIE
A CONCURRENT RESOLUTION

To recognize and commend Dr. Alan Rosenthal, Professor of Public Policy and Political Science at the Eagleton Institute of Politics at Rutgers University, for his leadership and participation in the "Appreciating Legislatures" pilot program at the state capitol on June 13-14, 2005.

The resolution was read by title. Senator Theunissen moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Bajoie	Fields	Michot
Barham	Fontenot	Mount
Boasso	Gautreaux B	Murray
Broome	Gautreaux N	Nevers
Cain	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cheek	Jackson	Shepherd
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Malone	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Amedee	Lentini
Total - 2	

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House**ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS**

June 8, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 415—

BY REPRESENTATIVES M. POWELL, BRUNEAU, LANCASTER, AND WADDELL

AN ACT

To amend and reenact R.S. 18:402(F)(5), relative to election dates; to eliminate the January election date for bond, tax, and other proposition elections; and to provide for related matters.

HOUSE BILL NO. 110—

BY REPRESENTATIVE JOHNS

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2005-2006 to be used to pay fees and expenses associated with legal representation of certain juveniles; and to provide for related matters.

HOUSE BILL NO. 169—

BY REPRESENTATIVE TUCKER

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2005-2006 to the Department of Transportation and Development, Engineering and Operations, Bridge Trust Program, to provide for reimbursement of legal expenses of Alan J. LeVasseur; and to provide for related matters.

HOUSE BILL NO. 244—

BY REPRESENTATIVES WALSWORTH AND LAMBERT

AN ACT

To enact R.S. 40:1394.1, relative to state police; to provide for a report of salary schedules for troopers and officers of the division of state police; to require that the report be submitted to the governor, the commissioner of administration, and members of the legislature through the speaker of the House of Representatives and the president of the Senate; to provide for the scope of the annual salary schedule report; to provide for procedures for review of said salary schedule; to provide for the implementation of recommendations concerning such schedule; and to provide for related matters.

HOUSE BILL NO. 708—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 47:1703(A)(2) and (B), relative to the homestead exemption; to change the date which a property owner in Orleans Parish entitled to the homestead exemption is required to own and occupy the homestead before the homestead exemption is claimed; and to provide for related matters.

HOUSE BILL NO. 796—

BY REPRESENTATIVE MORRELL

AN ACT

To amend and reenact Section 4 of Act No. 721 of the 2004 Regular Session of the Legislature of Louisiana; to provide relative to the effectiveness of such Act; and to provide for related matters.

HOUSE BILL NO. 862—

BY REPRESENTATIVE BURRELL

AN ACT

To enact Chapter 22 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1801 through 1808; to establish a tax rebate and credit program to promote urban revitalization; to provide for the eligibility for and administration of the tax credits and rebates; to provide for tax and other incentives; to provide with respect to financing; and to provide for related matters.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

**House Bills and Joint Resolutions
on First Reading**

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE BILL NO. 110—

BY REPRESENTATIVE JOHNS

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2005-2006 to be used to pay fees and expenses associated with legal representation of certain juveniles; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 169—

BY REPRESENTATIVE TUCKER

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2005-2006 to the Department of Transportation and Development, Engineering and Operations, Bridge Trust Program, to provide for reimbursement of legal expenses of Alan J. LeVasseur; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 244—

BY REPRESENTATIVES WALSWORTH AND LAMBERT

AN ACT

To enact R.S. 40:1394.1, relative to state police; to provide for a report of salary schedules for troopers and officers of the division of state police; to require that the report be submitted to the governor, the commissioner of administration, and members of the legislature through the speaker of the House of Representatives and the president of the Senate; to provide for the scope of the annual salary schedule report; to provide for procedures for review of said salary schedule; to provide for the implementation of recommendations concerning such schedule; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 415—

BY REPRESENTATIVES M. POWELL, BRUNEAU, LANCASTER, AND WADDELL

AN ACT

To amend and reenact R.S. 18:402(F)(5), relative to election dates; to eliminate the January election date for bond, tax, and other proposition elections; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 708—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 47:1703(A)(2) and (B), relative to the homestead exemption; to change the date which a property owner in Orleans Parish entitled to the homestead exemption is

required to own and occupy the homestead before the homestead exemption is claimed; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 796—

BY REPRESENTATIVE MORRELL
AN ACT

To amend and reenact Section 4 of Act No. 721 of the 2004 Regular Session of the Legislature of Louisiana; to provide relative to the effectiveness of such Act; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 862—

BY REPRESENTATIVE BURRELL
AN ACT

To enact Chapter 22 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1801 through 1808; to establish a tax rebate and credit program to promote urban revitalization; to provide for the eligibility for and administration of the tax credits and rebates; to provide for tax and other incentives; to provide with respect to financing; and to provide for related matters.

The bill was read by title; lies over under the rules.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

June 8, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 162—

BY REPRESENTATIVE CRAVINS
A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections, office of youth services, together with the local courts exercising juvenile jurisdiction and local children and youth planning boards, to study jointly the needs of and resources available to youth requiring out-of-home placement in Region 5, consisting of the Fifteenth, Sixteenth, and Twenty-Seventh Judicial Districts and to make recommendations for changes in the laws, rules, programs, and procedures to achieve more effective and cost efficient delivery of juvenile justice services.

HOUSE CONCURRENT RESOLUTION NO. 163—

BY REPRESENTATIVE CRAVINS
A CONCURRENT RESOLUTION

To designate and proclaim the town of Opelousas as the Spice Capital of the State of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 172—

BY REPRESENTATIVE ROBIDEAUX
A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Social Services, bureau of licensing, to study the feasibility of adopting and implementing rules and regulations to provide for the licensing of "drop-in" programs.

HOUSE CONCURRENT RESOLUTION NO. 173—

BY REPRESENTATIVE DOVE
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to consider restricting the weight limit of commercial vehicles traveling on Louisiana Highway 316, also known as Bayou Blue Road, in Terrebonne Parish, and to consider reducing the posted speed limit for such highway.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

**House Concurrent Resolutions
on First Reading**

The following House Concurrent Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE CONCURRENT RESOLUTION NO. 162—

BY REPRESENTATIVE CRAVINS
A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections, office of youth services, together with the local courts exercising juvenile jurisdiction and local children and youth planning boards, to study jointly the needs of and resources available to youth requiring out-of-home placement in Region 5, consisting of the Fifteenth, Sixteenth, and Twenty-Seventh Judicial Districts and to make recommendations for changes in the laws, rules, programs, and procedures to achieve more effective and cost efficient delivery of juvenile justice services.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 163—

BY REPRESENTATIVE CRAVINS
A CONCURRENT RESOLUTION

To designate and proclaim the town of Opelousas as the Spice Capital of the State of Louisiana.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 172—

BY REPRESENTATIVE ROBIDEAUX
A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Social Services, bureau of licensing, to study the feasibility of adopting and implementing rules and regulations to provide for the licensing of "drop-in" programs.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 173—

BY REPRESENTATIVE DOVE
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to consider restricting the weight limit of commercial vehicles traveling on Louisiana Highway 316, also known as Bayou Blue Road, in Terrebonne Parish, and to consider reducing the posted speed limit for such highway.

The resolution was read by title; lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

SENATE AND GOVERNMENTAL AFFAIRS

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 8, 2005

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

SENATE CONCURRENT RESOLUTION NO. 81—

BY SENATOR JONES

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Senate and Governmental Affairs and the House Committee on House and Governmental Affairs to meet jointly to examine issues related to the investment in and establishment of low-income housing and to determine and report on legislative initiatives that would enhance and improve the climate for investment in low-income housing, including providing for alternate assessment of such housing as it relates to taxation and including authorizing the establishment of crime prevention districts in areas in which low-income housing is established.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 19—

BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States of America to take such actions as are necessary to enact legislation establishing English as the official language of the United States.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 136—

BY REPRESENTATIVES ARNOLD AND TUCKER AND SENATOR HEITMEIER

A CONCURRENT RESOLUTION

To memorialize the Base Closure and Realignment Act Commission to favorably consider the "federal city concept" for expanding the Naval Support Activity military installation on the west bank of the Mississippi River in New Orleans by consolidating the Navy, Marine, and Army flag/general commands in the New Orleans area, moving in the 8th Coast Guard District headquarters, and possibly housing a new regional Homeland Security headquarters at the renovated military installation.

Reported favorably.

HOUSE BILL NO. 115—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact Code of Civil Procedure Article 251(A) and R.S. 44:32(C)(1)(c), relative to public records; to prohibit the use of privately owned copying, reproducing, scanning, or other such imaging equipment in the copying of public records within the offices of the clerk of court; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 208—

BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 49:992(B)(2), relative to adjudications by the division of administrative law; to require that any agency shall comply fully and in a timely manner with the final decision or order of an administrative law judge in an adjudication commenced by the division of administrative law; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 336—

BY REPRESENTATIVE WADDELL

AN ACT

To amend and reenact R.S. 18:18(A)(8)(a), 531.1(A)(2) and (C), 551(A), 553(E)(1), 1302(4), (5), (6), and (7), 1303(A), (B)(4) and (5), (D), and (E), 1305, 1306(A)(1), (B), (C)(1), (D), (E)(1)(introductory paragraph) and (2), (F), and (G)(1)(introductory paragraph), (a), and (f), and (2), 1307(A)(2), 1309(A)(2), (D)(1), and (G), 1311(A), (B), (C)(1), (D)(1), and (4)(a), 1312(B), 1313(F)(introductory paragraph), (1), (2), (4), (5), (6), (7), (9), and (10), (H), and (I)(3), 1315(A)(1) and (3), (B), and (C), 1317, 1331, 1332(A), 1333(B), (G)(6)(b), and (H), and 1353(C)(2) and (3)(b), to enact R.S. 18:1302(8), and to repeal R.S. 18:1304 and 1306(E)(1)(h), (G)(1)(g), and (H), relative to voting prior to election day; to remove certain requirements for absentee in person voting; to provide with regard to conducting absentee in person voting; to repeal special provisions for disabled voters to vote absentee in person; to redesignate and direct the Louisiana State Law Institute to further redesignate the terms "absentee in person" and "absentee" as they relate to absentee in person voting as "early voting"; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 405—

BY REPRESENTATIVE ALEXANDER

AN ACT

To enact R.S. 17:62, to provide relative to term limits for the Lafayette Parish School Board; to authorize the school board to adopt such limits subject to voter approval; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 581—

BY REPRESENTATIVE TRAHAN

AN ACT

To amend and reenact R.S. 44:4.1(B)(7) and to enact R.S. 15:477.2, relative to privileged communications; to provide for privileged communications for state governmental agencies by persons reporting alleged fraud, abuse, or wrongdoing; to provide for an exception regarding public records disclosure; to provide for definitions; and to provide for related matters.

Reported favorably.

Respectfully submitted,
CHARLES D. JONES
Chairman

**REPORT OF COMMITTEE ON
HEALTH AND WELFARE**

Senator McPherson, Chairman on behalf of the Committee on Health and Welfare, submitted the following report:

June 8, 2005

To the President and Members of the Senate:

I am directed by your Committee on Health and Welfare to submit the following report:

SENATE CONCURRENT RESOLUTION NO. 85—

BY SENATOR DUPLESSIS

A CONCURRENT RESOLUTION

To create and provide with respect to a Charity Hospital Governance Commission to study and make recommendations regarding the governance of the component of the Louisiana State University-Health Care Services Division in New Orleans known as Charity Hospital, and to determine the feasibility of removing Charity Hospital from the public state-owned hospital system under the administration and operation of Louisiana State University.

Reported favorably.

SENATE CONCURRENT RESOLUTION NO. 101—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To create and provide for the Prescription Medication Donation Task Force to examine the issue of the donation by health care providers to charitable pharmacies of previously prescribed, but unused, prescription medications.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 82—

BY REPRESENTATIVE GRAY

A CONCURRENT RESOLUTION

To request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and function as a joint committee to study the current laws and regulations governing children in foster care in the state, to study the laws, regulations, and procedures which govern social workers charged with monitoring children in foster care, and to make recommendations for changes in the laws, rules, and procedures governing children in foster care in Louisiana.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 83—

BY REPRESENTATIVE STRAIN

A CONCURRENT RESOLUTION

To direct the Louisiana State Board of Dentistry to formulate proposed legislation providing for a volunteer license, which would allow retired dentists to practice at nonprofit health care facilities for no remuneration.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 87—

BY REPRESENTATIVE TUCKER

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to study cost control mechanisms for the New Opportunities Waiver to ensure cost-effective administration and service delivery.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 96—

BY REPRESENTATIVES DOERGE AND WALKER

A CONCURRENT RESOLUTION

To direct the Louisiana Department of Social Services, bureau of licensing, to promulgate rules and regulations to provide for the licensing of after-school enrichment programs, pursuant to Chapter 14 of Title 46 of the Louisiana Revised Statutes of 1950.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 98—

BY REPRESENTATIVE BADON

A CONCURRENT RESOLUTION

To request the Louisiana Board of Pharmacy to study the feasibility and effectiveness of implementing a prescription monitoring program for controlled dangerous substances and to report its findings to the speaker of the House of Representatives and the president of the Senate no later than February 1, 2006, and to create the Prescription Monitoring Program Task Force to assist in this study.

Reported with amendments.

HOUSE BILL NO. 33—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 40:4(A)(2)(b)(i) and (ii), relative to the treatment of infectious biomedical waste; to require the certification and testing of all equipment used to treat infectious biomedical waste; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 121—

BY REPRESENTATIVE ODINET

AN ACT

To amend and reenact R.S. 40:2010.7 and to enact R.S. 40:2010.11, relative to nursing home and long-term care facility residents and patients; to provide for mandatory criminal background checks on those seeking admittance to a nursing home or long-term care residential facility; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 125—

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 37:751(A)(5), 780(B)(1), (2), and (3), 788(B)(4), and 795(B)(2)(a) and (3)(a) and to enact R.S. 37:780(B)(4) and 795(B)(2)(q), (r), (s), and (t), relative to the Dental Practice Act; to provide for definitions; to provide for the application of a license or a permit; to provide costs and fees for violations; to alter existing fees; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 293—

BY REPRESENTATIVES TUCKER AND WALKER

AN ACT

To enact Part VIII of Chapter 1 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:31.61 through 31.68, relative to the creation of the Parkinson's Disease Registry; to provide for a program of epidemiological assessments of the incidence of Parkinson's disease and establishment of a system for the collection of information determining the incidence of Parkinson's disease; to provide for the duties and responsibilities of the office of public health, a public health unit, or their agents; to provide for funding; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 526—

BY REPRESENTATIVE WINSTON

AN ACT

To enact Part II-D of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2120.1 through 2120.10, relative to brain injury facilities; to provide for licensing requirements; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 697—

BY REPRESENTATIVES M. GUILLORY, SALTER, ALARIO, DORSEY, HAMMETT, AND CURTIS AND SENATORS HINES, BAJOEI, MOUNT, AND HEITMEIER

AN ACT

To enact Chapter 11-A of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of Part I, R.S. 37:1021 through 1025 and Part II, R.S. 37:1031 through 1034, relative to direct service workers and medication attendants; to provide for the authority, training, registration, and termination of direct service workers; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 753—

BY REPRESENTATIVES DURAND AND MCDONALD

AN ACT

To amend and reenact R.S. 37:1212, relative to the Pharmacy Practice Act; to provide relative to the practice of pharmacy technicians; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 759—

BY REPRESENTATIVE BURNS

AN ACT

To amend and reenact R.S. 37:2442(4), 2444, 2445, 2446.1(A) and (B)(7), 2447, 2448(A) and (B)(1), 2449, 2450, 2451(A) and (B), 2461(A), 2462, and 2463, to enact R.S. 37:2442(6), 2449.1, 2449.2, 2449.3, and 2463.1, and to repeal R.S. 37:2452 and 2457(11), relative to the licensing of hearing aid dealers; to provide relative to qualifications, fees, penalties, and continuing education; to provide for temporary training permits and the training of temporary training permit holders; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 816—

BY REPRESENTATIVES JOHNS AND MCDONALD

AN ACT

To amend and reenact R.S. 37:1184, relative to the Pharmacy Practice Act; to provide for changes in the fee schedule; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 883 — (Substitute for House Bill No. 740 by Representative Hebert)

BY REPRESENTATIVE HEBERT

AN ACT

To enact Chapter 36-B of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:2861 through 2870, relative to polysomnographic health professionals; to provide for the recognition of polysomnography as a separate and distinct profession; to provide for licensure of polysomnographic technologists and technicians; to provide for regulation of polysomnographic technologists, technicians, and individuals-in-training; to provide for definitions; to provide for the powers and duties of the Louisiana State Board of Medical Examiners relative to polysomnographic technologists, technicians, and individuals-in-training; to provide for the creation of the Advisory Committee on Polysomnography; to provide for fees, person and practices not affected, and prohibited acts; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JOE MCPHERSON
Chairman

**Privilege Report of the Committee on
Senate and Governmental Affairs**

ENROLLMENTS

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 8, 2005

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 41—

BY SENATOR BAJOE

A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Health and Hospitals to develop a plan for the consolidation of programs and services administered by the Department of Health and Hospitals for elderly persons and persons with adult onset

disabilities into a separate office within the Department of Health and Hospitals.

SENATE CONCURRENT RESOLUTION NO. 84—

BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To honor the Foster Parents of the Year 2005 in each region of the state and to express the appreciation of the legislature for their valuable contribution to strengthening family life in Louisiana.

SENATE CONCURRENT RESOLUTION NO. 89—

BY SENATOR HINES AND REPRESENTATIVE WALKER

A CONCURRENT RESOLUTION

To commend the Tunica-Biloxi Tribe of Louisiana for its people, culture, and history, acknowledge its many contributions to the state, and proclaim June 8, 2005, as "Tunica-Biloxi Day."

SENATE CONCURRENT RESOLUTION NO. 90—

BY SENATOR BARHAM

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to inquire into the status of and pursue the expeditious resolution of the third nomination for the Medal of Honor of U.S. Army Colonel David H. Hackworth.

SENATE CONCURRENT RESOLUTION NO. 91—

BY SENATORS JONES AND KOSTELKA AND REPRESENTATIVE THOMPSON

A CONCURRENT RESOLUTION

To recognize and commend Mary Ann Riddle, an educator at Ouachita Parish High School in Monroe, upon being selected to participate as a Practitioner of Legislative Civic Education in the "Appreciating Legislatures" pilot program.

Respectfully submitted,
CHARLES D. JONES
Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.

Adjournment

Senator Bajoie moved that the Senate adjourn until Thursday, June 9, 2005, at 1:30 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:30 o'clock P.M. on Thursday, June 9, 2005.

GLENN A. KOEPP
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk